



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**April 04, 2013**

H1248 .....	2
H1249 .....	41
H1250 .....	42
H1251 .....	45
H1252 .....	47
H1253 .....	48
HSB232 .....	49
S3119 .....	71
S3120 .....	72
S3121 .....	73
S3122 .....	75
S3123 .....	76
S3124 .....	77
S3125 .....	78
S3126 .....	79
S3127 .....	80
S3128 .....	81



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

Senate Amendment to  
House File 215

H-1248

1 Amend House File 215, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. By striking everything after the enacting clause  
4 and inserting:

5 <DIVISION I

6 INSTRUCTIONAL HOURS

7 Section 1. Section 256.7, subsection 19, Code 2013,  
8 is amended to read as follows:

9 19. ~~Define the minimum school day as a day~~  
10 ~~consisting of five and one-half hours of instructional~~  
11 ~~time for grades one through twelve. The minimum days~~  
12 ~~or hours as time that shall be exclusive of the lunch~~  
13 ~~period, but may include passing time between classes.~~  
14 ~~Time spent on parent-teacher conferences shall be~~  
15 ~~considered instructional time. A school or school~~  
16 ~~district may record a day of school with less than the~~  
17 ~~minimum instructional hours as a minimum school day if~~  
18 ~~any of the following apply:~~

19 ~~a. If emergency health or safety factors require~~  
20 ~~the late arrival or early dismissal of students on a~~  
21 ~~specific day.~~

22 ~~b. If the total hours of instructional school~~  
23 ~~time for grades one through twelve for any five~~  
24 ~~consecutive school days equal a minimum of twenty-seven~~  
25 ~~and one-half hours, even though any one day of~~  
26 ~~school is less than the minimum instructional hours~~  
27 ~~because of a staff development opportunity provided~~  
28 ~~for the professional instructional staff or because~~  
29 ~~parent-teacher conferences have been scheduled~~  
30 ~~beyond the regular school day. Furthermore, if the~~  
31 ~~total hours of instructional time for the first four~~  
32 ~~consecutive days equal at least twenty-seven and~~  
33 ~~one-half hours because parent-teacher conferences~~  
34 ~~have been scheduled beyond the regular school day, a~~  
35 ~~school or school district may record zero hours of~~  
36 ~~instructional time on the fifth consecutive school day~~  
37 ~~as a minimum school day.~~

38 Sec. 2. Section 256F.4, subsection 5, Code 2013, is  
39 amended to read as follows:

40 5. A charter school or innovation zone school shall  
41 provide instruction for at least the number of days  
42 or hours required by section 279.10, subsection 1, ~~or~~  
43 ~~shall provide at least the equivalent number of total~~  
44 ~~hours.~~

45 Sec. 3. Section 279.10, subsection 1, Code 2013, is  
46 amended to read as follows:

47 1. The school year for each school district and  
48 ~~accredited nonpublic school shall begin on the first~~  
49 ~~day of July 1~~ and each regularly established elementary  
50 and secondary school shall begin no sooner than a day

HF215.1445.S (2) 85

-1-

jh

1/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 during the calendar week in which the first day of  
2 September falls but no later than the first Monday  
3 in December. However, if the first day of September  
4 falls on a Sunday, school may begin on a day during  
5 the calendar week which immediately precedes the  
6 first day of September. ~~School shall continue for~~  
7 ~~at least one hundred eighty days, except as provided~~  
8 ~~in subsection 3, and may be maintained~~ The school  
9 calendar shall include not less than one hundred  
10 eighty days, except as provided in subsection 3,  
11 or one thousand eighty hours of instruction during  
12 the entire calendar year. However, if The board of  
13 directors of a school district and the authorities in  
14 charge of an accredited nonpublic school shall set the  
15 number of days or hours of required attendance for the  
16 school year as provided in section 299.1, subsection  
17 2, but the board of directors of a school district  
18 shall hold a public hearing on any proposed school  
19 calendar prior to adopting the school calendar. If the  
20 board of directors of a district or the authorities  
21 in charge of an accredited nonpublic school extends  
22 the school calendar because inclement weather caused  
23 the school district or accredited nonpublic school to  
24 temporarily close school during the regular school  
25 calendar, the school district or accredited nonpublic  
26 school may excuse a graduating senior who has met  
27 district or school requirements for graduation from  
28 attendance during the extended school calendar. A  
29 school corporation may begin employment of personnel  
30 for in-service training and development purposes before  
31 the date to begin elementary and secondary school.  
32 Sec. 4. Section 279.10, subsection 2, Code 2013, is  
33 amended to read as follows:  
34 2. The board of directors shall hold a public  
35 hearing on any proposal relating to the school calendar  
36 prior to submitting it to the department of education  
37 for approval.  
38 Sec. 5. Section 299.1, subsection 2, Code 2013, is  
39 amended to read as follows:  
40 2. The board of directors of a public school  
41 district or the governing body of an accredited  
42 nonpublic school shall set the number of days or  
43 hours of required attendance for the schools under  
44 its control. The board of directors of a public  
45 school district or the governing body of an accredited  
46 nonpublic school may, by resolution, require attendance  
47 for the entire time when the schools are in session in  
48 any school year and adopt a policy or rules relating  
49 to the reasons considered to be valid or acceptable  
50 excuses for absence from school.

HF215.1445.S (2) 85

-2-

jh

2/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1     Sec. 6. Section 299.4, subsection 1, Code 2013, is  
2 amended to read as follows:  
3     1. The parent, guardian, or legal custodian of a  
4 child who is of compulsory attendance age, who places  
5 the child under competent private instruction under  
6 either section 299A.2 or 299A.3, not in an accredited  
7 school or a home school assistance program operated by  
8 a school district or accredited nonpublic school, shall  
9 furnish a report in duplicate on forms provided by the  
10 public school district, to the district by the earliest  
11 ~~starting date specified in section 279.10, subsection 1~~  
12 September 1 of the school year in which the child will  
13 be under competent private instruction. The secretary  
14 shall retain and file one copy and forward the other  
15 copy to the district's area education agency. The  
16 report shall state the name and age of the child, the  
17 period of time during which the child has been or will  
18 be under competent private instruction for the year,  
19 an outline of the course of study, texts used, and  
20 the name and address of the instructor. The parent,  
21 guardian, or legal custodian of a child, who is placing  
22 the child under competent private instruction for  
23 the first time, shall also provide the district with  
24 evidence that the child has had the immunizations  
25 required under section 139A.8, and, if the child is  
26 elementary school age, a blood lead test in accordance  
27 with section 135.105D. The term "*outline of course of*  
28 *study*" shall include subjects covered, lesson plans,  
29 and time spent on the areas of study.  
30     Sec. 7. EFFECTIVE DATE. This division of this Act  
31 takes effect July 1, 2014.  
32                     DIVISION II  
33                     IOWA ONLINE INITIATIVE — FEES  
34     Sec. 8. Section 256.42, Code 2013, is amended by  
35 adding the following new subsection:  
36     NEW SUBSECTION. 8. *a.* Beginning July 1, 2016,  
37 the department shall establish fees payable by  
38 school districts and accredited nonpublic schools  
39 participating in the initiative. Fees collected  
40 pursuant to this subsection shall be deposited in the  
41 general fund of the state and shall be established  
42 so as not to exceed the cost of administering this  
43 section.  
44     *b.* Costs of administering this section include  
45 the costs of providing professional development  
46 necessary to prepare teachers to participate in  
47 the initiative, providing supervision of usage of  
48 the initiative by licensed teachers, acquiring and  
49 maintaining equipment and services necessary for use of  
50 the initiative, facilitating access to the initiative

HF215.1445.S (2) 85

-3-

jh

3/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 by school districts and accredited nonpublic schools,  
2 and necessary recordkeeping and accounting. Costs of  
3 administering this section do not include any of the  
4 following:

5 (1) Costs of course development.

6 (2) Costs of purchasing access to course materials  
7 unless such costs are charged on the basis of usage.

8 DIVISION III

9 TRAINING AND EMPLOYMENT OF TEACHERS

10 Sec. 9. NEW SECTION. 256.96 Online state job  
11 posting system.

12 1. The department shall provide for the operation  
13 of an online state job posting system. The system  
14 shall be designed and implemented for the online  
15 posting of job openings offered by school districts,  
16 charter schools, area education agencies, the  
17 department, and accredited nonpublic schools. The  
18 system shall be accessible via the department's  
19 internet site. The system shall include a mechanism  
20 for the electronic submission of job openings for  
21 posting on the system as provided in subsection 2.  
22 The system and each job posting on the system shall  
23 include a statement that an employer submitting a job  
24 opening for posting on the system will not discriminate  
25 in hiring on the basis of race, ethnicity, national  
26 origin, gender, age, physical disability, sexual  
27 orientation, gender identity, religion, marital status,  
28 or status as a veteran. The department may contract  
29 for, or partner with another entity for, the use of an  
30 existing internet site to operate the online state job  
31 posting system if the existing internet site is more  
32 effective and economical than the department's internet  
33 site.

34 2. A school district, charter school, or area  
35 education agency shall submit all of its job openings  
36 to the department for posting on the system. The  
37 department shall post all of its job openings on the  
38 system. An accredited nonpublic school may submit job  
39 openings to the department for posting on the system.

40 3. This section shall not be construed to do any of  
41 the following:

42 a. Prohibit any employer from advertising job  
43 openings and recruiting employees independently of the  
44 system.

45 b. Prohibit any employer from using another method  
46 of advertising job openings or another applicant  
47 tracking system in addition to the system.

48 c. Provide the department with any regulatory  
49 authority in the hiring process or hiring decisions of  
50 any employer other than the department.

HF215.1445.S (2) 85

-4-

jh

4/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1     Sec. 10. NEW SECTION.   261.110   Teach Iowa scholar  
2   program.  
3     1. Contingent on a specific appropriation for these  
4   purposes, a teach Iowa scholar program is established  
5   to provide teach Iowa scholar grants to selected  
6   high-caliber teachers. The commission shall administer  
7   the program in consultation with the department of  
8   education.  
9     2. An Iowa resident applicant shall be eligible  
10  for a teach Iowa scholar grant if the applicant meets  
11  all of the criteria specified under, or established in  
12  accordance with, subsection 3.  
13    3. Criteria for eligibility shall be established by  
14  the commission and shall include but are not limited  
15  to the following:  
16     a. The applicant was in the top twenty-five percent  
17  academically of students exiting a teacher preparation  
18  program approved by the state board of education  
19  pursuant to section 256.7, subsection 3, or a similar  
20  teacher preparation program in another state, had  
21  earned other comparable academic credentials, or had  
22  achieved comparable assessment scores.  
23     b. The applicant is preparing to teach in fields  
24  including but not limited to science, technology,  
25  engineering, or mathematics; English as a second  
26  language or special education instruction; or is  
27  preparing to teach in a hard-to-staff subject as  
28  identified by the department. The department shall  
29  take into account the varying regional needs in the  
30  state for teachers in these subject areas when applying  
31  the criterion of this paragraph. The department shall  
32  annually identify and designate hard-to-staff subjects  
33  for the purpose of this paragraph. The eligibility  
34  of an applicant who receives a teach Iowa scholar  
35  grant and who is preparing to teach in a hard-to-staff  
36  subject as identified by the department shall not be  
37  affected in subsequent years if the department does not  
38  continue to identify that subject as a hard-to-staff  
39  subject.  
40    4. A selected applicant who meets all of the  
41  eligibility requirements of this section shall be  
42  eligible for a teach Iowa scholar grant for each year  
43  of full-time employment completed in this state as a  
44  teacher for a school district, charter school, area  
45  education agency, or accredited nonpublic school. A  
46  teach Iowa scholar grant shall not exceed four thousand  
47  dollars per year per recipient. Grants awarded under  
48  this section shall not exceed a total of twenty  
49  thousand dollars per recipient over a five-year period.  
50    5. The commission shall adopt rules pursuant to

HF215.1445.S (2) 85

-5-

jh

5/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 chapter 17A to administer this section. The rules  
2 shall include but shall not be limited to a process  
3 for use by the commission to determine which eligible  
4 applicants will receive teach Iowa scholar grants.

5 6. A teach Iowa scholar fund is established in the  
6 state treasury. The fund shall be administered by the  
7 commission and shall consist of moneys appropriated by  
8 the general assembly and any other moneys received by  
9 the commission for deposit in the fund.

10 DIVISION IV

11 TEACHER AND ADMINISTRATOR MATTERS

12 Sec. 11. Section 256.9, subsection 51, Code 2013,  
13 is amended to read as follows:

14 51. Develop, and periodically review and  
15 revise as necessary, with significant input from  
16 Iowa administrators, Iowa standards for school  
17 administrators, including knowledge and skill  
18 criteria, and develop, based on the Iowa standards  
19 for administrators, mentoring and induction,  
20 evaluation processes, and professional development  
21 plans pursuant to chapter 284A. The standards shall  
22 align with nationally accepted school administrator  
23 standards, and be designed specifically for purposes  
24 of chapters 272 and 284A. The criteria shall further  
25 define the characteristics of quality administrators  
26 as established by the Iowa standards for school  
27 administrators.

28 Sec. 12. Section 256.9, Code 2013, is amended by  
29 adding the following new subsection:

30 NEW SUBSECTION. 63. a. Develop and implement a  
31 coaching and support system for teachers aligned with  
32 the state models and comparable systems approved as  
33 provided in section 284.15.

34 b. Develop and implement a coaching and support  
35 system for administrators aligned with the beginning  
36 administrator mentoring and induction program created  
37 pursuant to section 284A.5.

38 Sec. 13. Section 284.8, subsection 1, Code 2013, is  
39 amended to read as follows:

40 1. a. A school district shall provide for an  
41 annual review of each teacher's performance for  
42 purposes of assisting teachers in making continuous  
43 improvement, developing skills to enrich a teacher's  
44 professional life while increasing student learning,  
45 documenting continued competence in the Iowa teaching  
46 standards, identifying teachers in need of improvement,  
47 or to determine determining whether the teacher's  
48 practice meets school district expectations for  
49 career advancement in accordance with section 284.7  
50 this chapter. The review shall include, at minimum,

HF215.1445.S (2) 85

-6-

jh

6/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 classroom observation of the teacher, the teacher's  
2 progress, and implementation of the teacher's  
3 individual professional development plan, subject  
4 to the level of resources provided to implement the  
5 plan; and shall include supporting documentation from  
6 parents, students, and other teachers.  
7     b. The first and second year of review shall  
8 be conducted by a peer group of at least three but  
9 not more than six teachers selected by the building  
10 principal in consultation with teachers and the  
11 building's certified bargaining representative, if  
12 any. Each teacher shall be assigned to a peer group  
13 and shall receive adequate training prior to conducting  
14 a peer group review. A teacher who participates in a  
15 peer group review shall be provided release time for  
16 the training and for the time spent in conducting the  
17 peer group review. If the process requires that a  
18 participating teacher work beyond regular hours, the  
19 teacher shall be paid the teacher's per diem rate.  
20 The peer group shall be established to reflect common  
21 grade level, subject matter expertise, curriculum, and  
22 proximity or other previously established grouping  
23 of individuals employed to provide instruction to  
24 students. The peer group shall review all of the peer  
25 group members. Peer group reviews shall be supportive  
26 and formative and shall be conducted on an informal,  
27 confidential, collaborative basis that is focused  
28 on assisting each peer group member in achieving  
29 the goals of the teacher's individual professional  
30 development plan. If a conflict develops between  
31 persons participating in a peer group review, an effort  
32 shall be made to mediate the conflict.  
33     c. Peer group reviews shall not be the basis for  
34 recommending that a teacher participate in an intensive  
35 assistance program, and shall not be used to determine  
36 the compensation, promotion, layoff, or termination  
37 of a teacher, or any other determination affecting a  
38 teacher's employment status. However, as a result of a  
39 peer group review, a teacher may elect to participate  
40 in an intensive assistance program.  
41     d. Members of the peer group shall be reviewed  
42 every third year by at least one evaluator certified in  
43 accordance with section 284.10.  
44     e. The teacher who is the subject of a peer review  
45 shall have exclusive right to all documentation created  
46 as a result of the peer group review process. Content  
47 of a peer group review shall not be incorporated into a  
48 summative evaluation.

49                                   DIVISION V  
50                   IOWA TEACHER CAREER AND COMPENSATION MATTERS

HF215.1445.S (2) 85

-7-

jh

7/39





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1     Sec. 14. Section 257.1, subsection 2, paragraph b,  
2 Code 2013, is amended to read as follows:  
3     *b.* For the budget year commencing July 1, 1999,  
4 and for each succeeding budget year the regular  
5 program foundation base per pupil is eighty-seven  
6 and five-tenths percent of the regular program state  
7 cost per pupil. For the budget year commencing July  
8 1, 1991, and for each succeeding budget year the  
9 special education support services foundation base is  
10 seventy-nine percent of the special education support  
11 services state cost per pupil. The combined foundation  
12 base is the sum of the regular program foundation base,  
13 the special education support services foundation base,  
14 the total teacher salary supplement district cost, the  
15 total professional development supplement district  
16 cost, the total early intervention supplement district  
17 cost, the total teacher leadership supplement district  
18 cost, the total area education agency teacher salary  
19 supplement district cost, and the total area education  
20 agency professional development supplement district  
21 cost.  
22     Sec. 15. Section 257.1, subsection 3, Code 2013, is  
23 amended to read as follows:  
24     3. *Computations rounded.* In making computations  
25 and payments under this chapter, except in the case of  
26 computations relating to funding of special education  
27 support services, media services, and educational  
28 services provided through the area education agencies,  
29 and the teacher salary supplement, the professional  
30 development supplement, ~~and the early intervention~~  
31 ~~supplement, and the teacher leadership supplement, the~~  
32 department of management shall round amounts to the  
33 nearest whole dollar.  
34     Sec. 16. Section 257.4, subsection 1, paragraph  
35 a, Code 2013, is amended by adding the following new  
36 subparagraph:  
37     NEW SUBPARAGRAPH. (8) The total teacher leadership  
38 supplement district cost.  
39     Sec. 17. Section 257.8, subsection 2, Code 2013, is  
40 amended to read as follows:  
41     2. *Categorical state percent of growth.* The  
42 categorical state percent of growth for the budget  
43 year beginning July 1, 2010, is two percent. The  
44 categorical state percent of growth for the budget  
45 year beginning July 1, 2012, is two percent. The  
46 categorical state percent of growth for each budget  
47 year shall be established by statute which shall  
48 be enacted within thirty days of the submission in  
49 the year preceding the base year of the governor's  
50 budget under section 8.21. The establishment of the

HF215.1445.S (2) 85

-8-

jh

8/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 categorical state percent of growth for a budget year  
2 shall be the only subject matter of the bill which  
3 enacts the categorical state percent of growth for a  
4 budget year. The categorical state percent of growth  
5 may include state percents of growth for the teacher  
6 salary supplement, the professional development  
7 supplement, and the early intervention supplement, and  
8 the teacher leadership supplement.

9 Sec. 18. Section 257.9, Code 2013, is amended by  
10 adding the following new subsection:

11 NEW SUBSECTION. 11. *Teacher leadership supplement*  
12 *state cost per pupil.* For the budget year beginning  
13 July 1, 2014, the teacher leadership supplement state  
14 cost per pupil shall be four hundred dollars payable  
15 to the school districts implementing a state model  
16 or comparable system approved as provided in section  
17 284.15. The teacher leadership supplement state cost  
18 per pupil for the budget year beginning July 1, 2015,  
19 and succeeding budget years, shall be the teacher  
20 leadership supplement state cost per pupil for the  
21 base year plus an allowable growth amount that is  
22 equal to the teacher leadership supplement categorical  
23 state percent of growth, pursuant to section 257.8,  
24 subsection 2, for the budget year, multiplied by the  
25 teacher leadership supplement state cost per pupil for  
26 the base year.

27 Sec. 19. Section 257.10, subsection 8, paragraph a,  
28 Code 2013, is amended to read as follows:

29 *a.* Combined district cost is the sum of the regular  
30 program district cost per pupil multiplied by the  
31 weighted enrollment, the special education support  
32 services district cost, the total teacher salary  
33 supplement district cost, the total professional  
34 development supplement district cost, and the total  
35 early intervention supplement district cost, and the  
36 total teacher leadership supplement district cost, plus  
37 the sum of the additional district cost allocated to  
38 the district to fund media services and educational  
39 services provided through the area education agency,  
40 the area education agency total teacher salary  
41 supplement district cost and the area education agency  
42 total professional development supplement district  
43 cost.

44 Sec. 20. Section 257.10, Code 2013, is amended by  
45 adding the following new subsection:

46 NEW SUBSECTION. 12. *Teacher leadership supplement*  
47 *cost per pupil and district cost.*

48 *a.* For the budget year beginning July 1, 2014, the  
49 teacher leadership supplement district cost per pupil  
50 shall be four hundred dollars. For the budget year

HF215.1445.S (2) 85

-9-

jh

9/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 beginning July 1, 2015, and succeeding budget years,  
2 the teacher leadership supplement district cost per  
3 pupil for each school district for a budget year is the  
4 teacher leadership supplement program district cost per  
5 pupil for the base year plus the teacher leadership  
6 supplement state allowable growth amount for the budget  
7 year.

8     *b.* For the budget year beginning July 1, 2015,  
9 and succeeding budget years, if the department of  
10 management determines that the unadjusted teacher  
11 leadership supplement district cost of a school  
12 district for a budget year is less than one hundred  
13 percent of the unadjusted teacher leadership  
14 supplement district cost for the base year for the  
15 school district, the school district shall receive a  
16 budget adjustment for that budget year equal to the  
17 difference.

18     *c.* (1) The unadjusted teacher leadership  
19 supplement district cost is the teacher leadership  
20 supplement district cost per pupil for each school  
21 district for a budget year multiplied by the budget  
22 enrollment for that school district.

23     (2) The total teacher leadership supplement  
24 district cost is the sum of the unadjusted teacher  
25 leadership supplement district cost plus the budget  
26 adjustment for that budget year.

27     *d.* For the budget year beginning July 1, 2014,  
28 and succeeding budget years, the use of the funds  
29 calculated under this subsection shall comply with the  
30 requirements of chapter 284 and shall be distributed  
31 to teachers pursuant to section 284.15 and to pay  
32 salary supplements to teachers assigned to leadership  
33 roles, to increase the percentages of teachers  
34 assigned to leadership roles, to increase the minimum  
35 teacher salaries, to cover the costs for the time when  
36 teachers assigned to leadership roles are not providing  
37 instruction to students in a classroom, for coverage  
38 of a classroom when an initial or career teacher is  
39 observing or coteaching with a teacher assigned to a  
40 leadership role, for professional development time to  
41 learn best practices associated with the leadership  
42 process, for other costs associated with a comparable  
43 system pursuant to section 284.15, and to accomplish  
44 goals that include improving instruction and elevating  
45 the quality of teaching and student learning.

46     Sec. 21. Section 257.16, subsection 4, Code 2013,  
47 is amended to read as follows:

48     4. Notwithstanding any provision to the contrary,  
49 if the governor orders budget reductions in accordance  
50 with section 8.31, the teacher salary supplement

HF215.1445.S (2) 85

-10-

jh

10/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 district cost, the professional development supplement  
2 district cost, ~~and the early intervention supplement~~  
3 district cost, ~~and the teacher leadership supplement~~  
4 district cost as calculated under section 257.10,  
5 subsections 9, 10, and 11, and 12, and the area  
6 education agency teacher salary supplement district  
7 cost and the area education agency professional  
8 development supplement district cost as calculated  
9 under section 257.37A, subsections 1 and 2, shall be  
10 paid in full as calculated and the reductions in the  
11 appropriations provided in accordance with this section  
12 shall be reduced from the remaining moneys appropriated  
13 pursuant to this section and shall be distributed on a  
14 per pupil basis calculated with the weighted enrollment  
15 determined in accordance with section 257.6, subsection  
16 5.

17 Sec. 22. Section 284.2, subsections 1 and 8, Code  
18 2013, are amended to read as follows:

19 1. *"Beginning teacher"* means an individual serving  
20 under an initial or intern license, ~~issued by the board~~  
21 ~~of educational examiners~~ under chapter 272, who is  
22 assuming a position as a teacher. *"Beginning teacher"*  
23 includes an individual who is an initial teacher.

24 For purposes of the beginning teacher mentoring  
25 and induction program created pursuant to section  
26 284.5, *"beginning teacher"* also includes preschool  
27 teachers who are licensed ~~by the board of educational~~  
28 ~~examiners~~ under chapter 272 and are employed by a  
29 school district or area education agency. *"Beginning*  
30 *teacher"* does not include a teacher whose employment  
31 with a school district or area education agency is  
32 probationary unless the teacher is serving under an  
33 initial or teacher intern license ~~issued by the board~~  
34 ~~of educational examiners~~ under chapter 272.

35 8. *"Performance review"* means a summative evaluation  
36 of a teacher other than a beginning teacher ~~and that is~~  
37 used to determine whether the teacher's practice meets  
38 school district expectations and the Iowa teaching  
39 standards, and to determine whether the teacher's  
40 practice meets school district expectations for career  
41 advancement in accordance with ~~section 284.7~~ this  
42 chapter.

43 Sec. 23. Section 284.3, subsection 2, paragraph a,  
44 Code 2013, is amended to read as follows:

45 a. For purposes of comprehensive evaluations ~~for,~~  
46 standards and criteria which measure a beginning  
47 ~~teachers required to allow beginning teachers to~~  
48 ~~progress to career teachers, standards and criteria~~  
49 ~~that are teacher's performance against the Iowa~~  
50 teaching standards specified in subsection 1, and the

HF215.1445.S (2) 85

-11-

jh

11/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 criteria for the Iowa teaching standards developed  
2 by the department in accordance with section 256.9,  
3 subsection 46, to determine whether the teacher's  
4 practice meets the requirements specified for a career  
5 teacher. These standards and criteria shall be set  
6 forth in an instrument provided by the department. The  
7 comprehensive evaluation and instrument are not subject  
8 to negotiations or grievance procedures pursuant  
9 to chapter 20 or determinations made by the board  
10 of directors under section 279.14. A local school  
11 board and its certified bargaining representative may  
12 negotiate, pursuant to chapter 20, evaluation and  
13 grievance procedures for beginning teachers that are  
14 not in conflict with this chapter. If, in accordance  
15 with section 279.19, a beginning teacher appeals the  
16 determination of a school board to an adjudicator under  
17 section 279.17, the adjudicator selected shall have  
18 successfully completed training related to the Iowa  
19 teacher standards, the criteria adopted by the state  
20 board of education in accordance with subsection 3, and  
21 any additional training required under rules adopted by  
22 the public employment relations board in cooperation  
23 with the state board of education.

24 Sec. 24. Section 284.3A, subsection 2, paragraph a,  
25 Code 2013, is amended to read as follows:

26 a. For the school budget year beginning July 1,  
27 2010, and each succeeding school year, school districts  
28 and area education agencies shall combine payments made  
29 to teachers under sections 257.10 and 257.37A with  
30 regular wages to create a combined salary. The teacher  
31 contract issued under section 279.13 must include  
32 the combined salary. If a school district or area  
33 education agency uses a salary schedule, a combined  
34 salary schedule shall be used for regular wages and  
35 for distribution of payments under sections 257.10 and  
36 257.37A, incorporating the salary minimums required in  
37 ~~section 284.7 in accordance with this chapter.~~ The  
38 combined salary schedule must use only the combined  
39 salary and cannot differentiate regular salaries and  
40 distribution of payments under sections 257.10 and  
41 257.37A.

42 Sec. 25. Section 284.5, subsection 4, Code 2013, is  
43 amended to read as follows:

44 4. Each school district and area education  
45 agency shall develop ~~an initial beginning teacher~~  
46 ~~mentoring and induction~~ a plan for the program. A  
47 school district shall include its plan in the school  
48 district's comprehensive school improvement plan  
49 submitted pursuant to section 256.7, subsection 21.  
50 The ~~beginning teacher mentoring and induction~~ plan

HF215.1445.S (2) 85

-12-

jh

12/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 shall, at a minimum, provide for a two-year sequence  
2 of induction program content and activities to support  
3 the Iowa teaching standards and beginning teacher  
4 professional and personal needs; mentor training  
5 that includes, at a minimum, skills of classroom  
6 demonstration and coaching, and district expectations  
7 for beginning teacher competence on Iowa teaching  
8 standards; placement of mentors and beginning teachers;  
9 the process for dissolving mentor and beginning teacher  
10 partnerships; district organizational support for  
11 release time for mentors and beginning teachers to  
12 plan, provide demonstration of classroom practices,  
13 observe teaching, and provide feedback; structure  
14 for mentor selection and assignment of mentors to  
15 beginning teachers; a district facilitator; and  
16 program evaluation. In addition, for beginning  
17 prekindergarten through grade three teachers, the plan  
18 shall provide that such a teacher shall be mentored  
19 in the teacher's classroom by a skilled mentor, and  
20 the plan for mentoring such teachers shall incorporate  
21 any recommendations offered by the Iowa reading  
22 research center established pursuant to section 256.9,  
23 subsection 53, paragraph "C".

24 Sec. 26. Section 284.6, subsection 8, Code 2013, is  
25 amended to read as follows:

26 8. For each year in which a school district  
27 receives funds calculated and paid to school  
28 districts for professional development pursuant to  
29 section 257.10, subsection 10, or section 257.37A,  
30 subsection 2, the school district shall create quality  
31 professional development opportunities. Not less  
32 than thirty-six hours in the school calendar, held  
33 outside of the minimum school day, shall be set aside  
34 during nonpreparation time or designated professional  
35 development time to allow practitioners to collaborate  
36 with each other to deliver educational programs and  
37 assess student learning, or to engage in peer group  
38 review pursuant to section 284.8, subsection 1. ~~The~~  
39 ~~goal for the use of the funds is to provide one~~  
40 ~~additional contract day or the equivalent thereof~~  
41 ~~for professional development and use of the funds is~~  
42 ~~limited may be used to providing provide professional~~  
43 ~~development to teachers, including additional salaries~~  
44 ~~for time beyond the normal negotiated agreement; pay~~  
45 ~~for substitute teachers, professional development~~  
46 ~~materials, speakers, and professional development~~  
47 ~~content; and costs associated with implementing the~~  
48 ~~individual professional development plans. The use of~~  
49 ~~the funds shall be balanced between school district,~~  
50 ~~attendance center, and individual professional~~

HF215.1445.S (2) 85

-13-

jh

13/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 development plans, making every reasonable effort to  
2 provide equal access to all teachers.

3 Sec. 27. Section 284.7, subsection 1, paragraph  
4 a, subparagraph (2), Code 2013, is amended to read as  
5 follows:

6 ~~(2) Beginning July 1, 2008~~ Except as provided in  
7 ~~a state model or comparable system approved pursuant~~  
8 ~~to section 284.15~~, the minimum salary for a beginning  
9 teacher shall be twenty-eight thousand dollars.

10 Sec. 28. Section 284.7, subsection 1, paragraph  
11 b, subparagraph (2), Code 2013, is amended to read as  
12 follows:

13 ~~(2) Beginning July 1, 2008~~ Except as provided in  
14 ~~a state model or comparable system approved pursuant~~  
15 ~~to section 284.15~~, the minimum salary for a first-year  
16 career teacher shall be thirty thousand dollars.

17 Sec. 29. Section 284.7, subsection 5, Code 2013,  
18 is amended by striking the subsection and inserting in  
19 lieu thereof the following:

20 5. This section is repealed July 1, 2016.

21 Sec. 30. **NEW SECTION. 284.11 State supplemental**  
22 **assistance for teachers in high-need schools.**

23 1. *Findings and intent.* The general assembly finds  
24 that Iowa school districts need to be more competitive  
25 in recruiting and retaining talented teachers to teach  
26 in high-need schools. Therefore, it is the intent  
27 of the general assembly to encourage school districts  
28 to provide supplemental assistance to teachers to  
29 teach in high-need schools. This section provides for  
30 state assistance to allow school districts to provide  
31 supplemental assistance to motivate teachers to teach  
32 in high-need schools.

33 2. *Department's responsibilities.* Contingent  
34 on a specific appropriation for these purposes, the  
35 department shall do the following:

36 a. Collect relevant data and establish a list of  
37 high-need schools eligible for state supplemental  
38 assistance. The department shall establish a process  
39 and criteria to determine which schools are placed  
40 on the list and the department shall revise the list  
41 annually. Criteria for the determination of which  
42 high-need schools shall be placed on the list shall be  
43 based upon factors that include but are not limited  
44 to the socioeconomic status of the students enrolled  
45 in the school, the percentage of the school's student  
46 body who are limited English proficient students,  
47 student academic growth, certified instructional staff  
48 attrition, and geographic balance. The department  
49 may approve or disapprove requests for revision of  
50 the list, which a school district submits pursuant to

HF215.1445.S (2) 85

-14-

jh

14/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 subsection 3.  
2     *b.* Develop a standardized process for distributing  
3 any moneys appropriated for supplemental assistance  
4 for high-need schools. In determining the process for  
5 distribution of such moneys, the department shall take  
6 into consideration the amount of moneys appropriated  
7 for supplemental assistance for teachers in high-need  
8 schools for the given year and the minimal amount of  
9 moneys needed per teacher to provide an incentive for  
10 a teacher to accept a teaching position in a high-need  
11 school. A school district receiving moneys pursuant to  
12 this section shall certify annually to the department  
13 how the moneys distributed to the school district  
14 pursuant to this section were used by the school  
15 district.  
16     *c.* Review the use and effectiveness of the funds  
17 distributed to school districts for supplemental  
18 assistance for teachers in high-need schools under this  
19 section. The department shall submit its findings and  
20 recommendations in a report to the general assembly by  
21 January 15 annually.  
22     3. *School district request for approval.* A school  
23 district may request on an annual basis approval from  
24 the department for additions to the list of high-need  
25 schools the department maintains pursuant to subsection  
26 2 based upon the unique local conditions and needs of  
27 the school district. The criteria used to determine  
28 the placement of high-need schools on the list in  
29 accordance with subsection 2, does not restrict the  
30 department from adding a high-need school to the list  
31 as requested by a school district on the basis of  
32 unique local conditions and needs pursuant to this  
33 subsection.  
34     4. *Eligibility.* Teachers of all subjects taught in  
35 a school included in the department's list of high-need  
36 schools shall be eligible to receive supplemental  
37 assistance offered in accordance with this section.  
38 Notwithstanding any provision of law to the contrary,  
39 the department's determination of state supplemental  
40 assistance for teachers in high-need schools is not  
41 subject to appeal.  
42     Sec. 31. **NEW SECTION. 284.15 Career path,**  
43 **leadership role, and compensation model and comparable**  
44 **system requirements.**  
45     1. *Common provisions for models and comparable*  
46 *systems.* Except as otherwise provided in this section,  
47 all models specified in sections 284.16, 284.17,  
48 and 284.18, and any comparable system described in  
49 section 284.19, shall be approved under subsection  
50 12, shall meet the requirements of this section, and

HF215.1445.S (2) 85

-15-

jh

15/39





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 shall provide for a minimum salary and a residency as  
2 provided in section 284.16, subsection 2, paragraph  
3 "a".  
4 2. *Salary supplements and appeal.* The salary  
5 supplement received by teachers pursuant to section  
6 257.10, subsection 12, shall fully cover the salary  
7 costs of any additional contract days required of  
8 teachers under a state model or comparable system  
9 approved pursuant to this section. If a teacher  
10 ends or completes a leadership role assignment, the  
11 teacher shall no longer receive a salary supplement for  
12 performance in a leadership role unless the teacher  
13 is issued a new contract for assignment in another  
14 leadership role. Notwithstanding any provision of  
15 law to the contrary, the determinations of salary  
16 supplements paid from moneys received pursuant to  
17 section 257.10, subsection 12, are not subject to  
18 appeal.  
19 3. *Review councils.* The school board implementing  
20 a state model pursuant to section 284.16, 284.17, or  
21 284.18, shall appoint a site-based review council  
22 if the school district has a certified enrollment of  
23 six hundred or more students, or a district-based  
24 review council if the school district has a certified  
25 enrollment of less than six hundred students.  
26 a. Each council shall be comprised of equal numbers  
27 of teachers and administrators. Teacher members  
28 shall include teachers who have been nominated by  
29 the certified employee organization that represents  
30 the school district's teachers, if such organization  
31 exists, or, if such organization does not exist, by a  
32 teacher quality committee.  
33 b. The council shall accept and review  
34 applications for initial or renewal leadership role  
35 assignments which are submitted to the school's  
36 or school district's administration and shall make  
37 recommendations regarding the applications to the  
38 superintendent of the school district. In developing  
39 recommendations, the council shall utilize measures  
40 of teacher effectiveness and professional growth,  
41 consider the needs of the school district, and review  
42 the performance and professional development of the  
43 applicants. Any teacher recommended by a review  
44 council for assignment or reassignment in a leadership  
45 role shall have demonstrated to the council's  
46 satisfaction competency on the Iowa teaching standards  
47 as set forth in section 284.3.  
48 4. *Leadership role assignment.* An assignment to a  
49 teacher leadership role pursuant to this chapter shall  
50 be subject to review by the school's or the school

HF215.1445.S (2) 85

-16-

jh

16/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 district's administration, in consultation with the  
2 review council, at least annually. The review shall  
3 include peer feedback on the effectiveness of the  
4 teacher's performance of duty specific to the teacher's  
5 leadership role. A teacher who completes the time  
6 period of assignment in a teacher leadership role  
7 may submit to the school's or the school district's  
8 administration an application for assignment in a  
9 new role or for reassignment as appropriate. The  
10 administration shall share the application with the  
11 review council constituted pursuant to subsection 3,  
12 paragraph "a".

13 5. *Status quo.* A teacher employed in a school  
14 district shall not receive less compensation in that  
15 district than the teacher received in the school year  
16 preceding participation, as set forth in section 284.4,  
17 due to implementation of a state model or comparable  
18 system approved pursuant to this section. A teacher  
19 who achieves national board for professional teaching  
20 standards certification and meets the requirements of  
21 section 256.44 shall continue to receive the award  
22 as specified in section 256.44 in addition to the  
23 compensation set forth in this chapter.

24 6. *Early implementation.* Prior to July 1, 2016, a  
25 school district may apply to the commission on educator  
26 leadership and compensation for early implementation  
27 of a state model set forth in section 284.16, 284.17,  
28 or 284.18, or a comparable system set forth in section  
29 284.19. The commission may deny early implementation  
30 of an otherwise qualified state model or comparable  
31 system if the amount specified for the teacher  
32 leadership supplement state cost per pupil pursuant  
33 to section 257.9, subsection 11, and amount specified  
34 for the teacher leadership supplement district cost  
35 per pupil pursuant to section 257.10, subsection 12,  
36 is insufficient to fully fund the teacher leadership  
37 supplement for all eligible school districts.

38 7. *Implementation.* On or after July 1, 2016, each  
39 school district shall implement a state model set forth  
40 in section 284.16, 284.17, or 284.18, or a comparable  
41 system set forth in section 284.19 for which the school  
42 district received approval pursuant to this section.  
43 Compliance with this section shall be determined by  
44 the accreditation team authorized pursuant to section  
45 256.11. A school district shall not be required to  
46 fully implement a state model or comparable system  
47 pursuant to this section if implementation costs  
48 exceed the moneys received by the school district  
49 under section 257.10, subsection 12. However, if the  
50 school district's implementation costs exceed such

HF215.1445.S (2) 85

-17-

jh

17/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 funds, the school district shall implement as much  
2 of the approved state model or comparable system as  
3 reasonably possible, and shall, at a minimum, meet the  
4 minimum salary requirements for an Iowa teacher as  
5 provided in section 284.16, subsection 2, paragraph  
6 "a", subparagraph (1).  
7 8. *Approval.* The department shall establish an  
8 application process for approval of the implementation  
9 of a state model set forth in section 284.16, 284.17,  
10 or 284.18, or a comparable system set forth in section  
11 284.19, which a school district may implement pursuant  
12 to subsection 6, or shall implement in accordance with  
13 subsection 7.  
14 9. *Teachers emeritus.* A school district is  
15 encouraged to utilize appropriately licensed teachers  
16 emeritus in the implementation of this section and  
17 sections 284.16 through 284.19.  
18 10. *Attendance center applicability.* A state model  
19 or comparable system approved and implemented by a  
20 school district in accordance with this section and  
21 sections 284.16 through 284.19 shall be applicable to  
22 teachers in every attendance center operated by the  
23 school district.  
24 11. *Planning grants.* Contingent on a specific  
25 appropriation for these purposes, a school district  
26 may apply to the commission on educator leadership  
27 and compensation established pursuant to subsection  
28 12 for a planning grant to design an implementation  
29 strategy for a state model set forth in section 284.16,  
30 284.17, or 284.18, or a comparable system set forth  
31 in section 284.19. The planning grant shall be used  
32 to facilitate a local decision-making process that  
33 includes representation of administrators, teachers,  
34 and parents and guardians of students. The department  
35 shall establish and make available an application for  
36 the awarding of planning grants for purposes of this  
37 subsection.  
38 12. *Commission on educator leadership and*  
39 *compensation.* The department shall establish, and  
40 provide staffing and administrative support for a  
41 commission on educator leadership and compensation.  
42 The commission shall monitor with fidelity the  
43 implementation of the state models and comparable  
44 systems by school districts approved pursuant to  
45 this section. The commission shall evaluate the  
46 applications submitted for approval pursuant to  
47 this section and shall approve or disapprove such  
48 applications. If the commission disapproves an  
49 application, the commission shall specify the reasons  
50 for disapproval. A school district that receives

HF215.1445.S (2) 85

-18-

jh

18/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 approval to implement a state model or comparable  
2 system under this section is eligible to receive funds  
3 under section 257.10, subsection 12. In addition,  
4 the commission shall review the use and effectiveness  
5 of the funds distributed to school districts for  
6 supplemental assistance to teachers in high-need  
7 schools under section 284.11.  
8     a. The commission shall be comprised of the  
9 following:  
10     (1) Five teachers selected by the Iowa state  
11 education association.  
12     (2) Three administrators selected by the school  
13 administrators of Iowa.  
14     (3) Two school board members selected by the Iowa  
15 association of school boards.  
16     (4) Each president or president's designee of  
17 the Iowa state education association, the school  
18 administrators of Iowa, and the Iowa association of  
19 school boards.  
20     (5) The director or the director's designee.  
21     b. Members shall be appointed to staggered  
22 three-year terms which shall begin and end as provided  
23 in section 69.19. Appointments shall comply with  
24 sections 69.16, 69.16A, and 69.16C. Vacancies on the  
25 commission shall be filled in the same manner as the  
26 original appointment. A person appointed to fill a  
27 vacancy shall serve only for the unexpired portion  
28 of the term. Members are entitled to reimbursement  
29 of actual expenses incurred in performance of their  
30 official duties.  
31     c. By December 15 annually, the commission shall  
32 submit its findings and any recommendations, including  
33 but not limited to any recommendations for changes  
34 relating to this section and sections 284.16 through  
35 284.19, and for changes to section 284.11 relating to  
36 state supplemental assistance to teachers in high-need  
37 schools, in a report to the director, the state board,  
38 the governor, and the general assembly.  
39     13. *Teacher leadership supplement foundation*  
40 *aid. a.* Teacher leadership supplement foundation  
41 aid calculated under section 257.10, subsection 12,  
42 shall be paid as part of the state aid payments made to  
43 school districts in accordance with section 257.16.  
44     b. Notwithstanding section 284.3A, teacher  
45 leadership supplement foundation aid shall not be  
46 combined with regular wages to create a combined  
47 salary.  
48     c. The teacher leadership supplement district cost  
49 as calculated under section 257.10, subsection 12, is  
50 not subject to a uniform reduction in accordance with

HF215.1445.S (2) 85

-19-

jh

19/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 section 8.31.

2 *d.* Except as otherwise provided by law for a fiscal  
3 year, of the amount appropriated statewide for that  
4 fiscal year for payment of the teacher leadership  
5 supplement pursuant to section 257.10, subsection 12,  
6 the department may use an amount not to exceed five  
7 hundred thousand dollars to provide administration and  
8 oversight of the state models and comparable systems  
9 approved and implemented pursuant to this section and  
10 section 284.16, 284.17, 284.18, or 284.19; and to fund  
11 up to two full-time equivalent positions which shall be  
12 in addition to the number of positions authorized for  
13 the fiscal year.

14 Sec. 32. **NEW SECTION. 284.16 Teacher leadership**  
15 **framework model.**

16 1. *Teacher leadership framework model —*  
17 *purposes.* To promote continuous improvement in Iowa's  
18 quality teaching workforce and to give Iowa teachers  
19 the opportunity for career recognition that reflects  
20 the various roles teachers play as educational leaders,  
21 a teacher leadership framework model is established  
22 for teachers employed by school districts. A teacher  
23 employed by an area education agency may be included in  
24 a framework model established by a school district if  
25 the area education agency and the school district enter  
26 into a contract for such purpose. The framework model  
27 is designed to accomplish the following goals:

28 *a.* To attract able and promising new teachers by  
29 offering competitive starting salaries and offering  
30 short-term and long-term professional development and  
31 leadership opportunities.

32 *b.* To retain effective teachers by providing  
33 enhanced career opportunities.

34 *c.* To promote collaboration by developing and  
35 supporting opportunities for teachers in schools and  
36 school districts statewide to learn from each other.

37 *d.* To reward professional growth and effective  
38 teaching by providing for career opportunities that  
39 come with increased leadership responsibilities and  
40 involve increased compensation.

41 *e.* To improve student achievement by strengthening  
42 instruction.

43 2. *Model requirements.* The teacher leadership  
44 framework model requirements shall be as follows:

45 *a. Initial teacher.*

46 (1) The salary for an initial teacher who has  
47 successfully completed an approved practitioner  
48 preparation program as defined in section 272.1 or  
49 holds an initial or intern teacher license issued  
50 under chapter 272, and who participates in the initial

HF215.1445.S (2) 85

-20-

jh

20/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 teacher mentoring and induction program as provided in  
2 this chapter, shall be at least thirty-five thousand  
3 dollars, which shall also constitute the minimum salary  
4 for an Iowa teacher.  
5 (2) An initial teacher shall complete a teacher  
6 residency during the first year of employment that has  
7 all of the following characteristics:  
8 (a) Mentoring by a mentor teacher or lead teacher.  
9 (b) Sufficient collaboration time for the initial  
10 teacher in the residency year to be able to observe and  
11 learn from more experienced teachers, mentor teachers,  
12 and lead teachers employed by school districts located  
13 in this state.  
14 (c) A teaching load of not more than seventy-five  
15 percent student instruction to allow the initial  
16 teacher time for observation and learning.  
17 (d) A teaching contract issued under section  
18 279.13 that establishes an employment period which  
19 is five days longer than that required for career  
20 teachers employed by the school district of employment.  
21 The five additional contract days shall be used to  
22 strengthen instructional leadership in accordance with  
23 this section.  
24 (e) Frequent observation, evaluation, and  
25 professional development opportunities.  
26 *b. Career teacher.* A career teacher is a teacher  
27 who meets the requirements of section 284.17,  
28 subsection 1, paragraph "b", subparagraph (1).  
29 Beginning July 1, 2014, the minimum salary for a  
30 first-year career teacher shall be thirty-seven  
31 thousand dollars.  
32 *c. Model teacher.* A model teacher is a teacher  
33 who meets the requirements of paragraph "b", has met  
34 the requirements established by the school district  
35 that employs the teacher, is evaluated by the school  
36 district as demonstrating the competencies of a model  
37 teacher, has participated in a rigorous review process,  
38 and has been recommended for a one-year assignment  
39 as a model teacher by a site-based or district-based  
40 review council appointed pursuant to section 284.15,  
41 subsection 3. A school district shall set as a  
42 goal the designation of at least ten percent of  
43 its teachers as model teachers, though the district  
44 may enter into an agreement with one or more other  
45 districts or an area education agency to meet this  
46 goal through a collaborative arrangement. The terms  
47 of the teaching contracts issued under section 279.13  
48 to model teachers shall exceed by five days the terms  
49 of teaching contracts issued under section 279.13 to  
50 career teachers, and the five additional contract days

HF215.1445.S (2) 85

-21-

jh

21/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 shall be used to strengthen instructional leadership in  
2 accordance with this section. A model teacher shall  
3 receive annually a salary supplement of at least two  
4 thousand dollars.

5 *d. Mentor teacher.* A mentor teacher is a  
6 teacher who is evaluated by the school district as  
7 demonstrating the competencies and superior teaching  
8 skills of a mentor teacher, and has been recommended  
9 for a one-year assignment as a mentor teacher by a  
10 site-based or district-based review council appointed  
11 pursuant to section 284.15, subsection 3. In addition,  
12 a mentor teacher shall hold a valid license issued  
13 under chapter 272, participate in teacher professional  
14 development as outlined in this chapter, demonstrate  
15 continuous improvement in teaching, and possess the  
16 skills and qualifications to assume leadership roles.  
17 A mentor teacher shall have a teaching load of not  
18 more than seventy-five percent student instruction to  
19 allow the teacher to mentor other teachers. A school  
20 district shall set as a goal the designation of at  
21 least ten percent of its teachers as mentor teachers,  
22 though the district may enter into an agreement with  
23 one or more other districts or an area education  
24 agency to meet this goal through a collaborative  
25 arrangement. The terms of the teaching contracts  
26 issued under section 279.13 to mentor teachers shall  
27 exceed by ten days the terms of teaching contracts  
28 issued under section 279.13 to career teachers, and  
29 the ten additional contract days shall be used to  
30 strengthen instructional leadership in accordance with  
31 this section. A mentor teacher shall receive annually  
32 a salary supplement of at least five thousand dollars.

33 *e. Lead teacher.* A lead teacher is a teacher  
34 who holds a valid license issued under chapter 272  
35 and has been recommended for a one-year assignment  
36 as a lead teacher by a site-based or district-based  
37 review council appointed pursuant to section 284.15,  
38 subsection 3. The recommendation from the council must  
39 assert that the teacher possesses superior teaching  
40 skills and the ability to lead adult learners. A lead  
41 teacher shall assume leadership roles that may include  
42 but are not limited to the planning and delivery of  
43 professional development activities designed to improve  
44 instructional strategies; the facilitation of an  
45 instructional leadership team within the lead teacher's  
46 building, school district, or other school districts;  
47 the mentoring of other teachers; and participation in  
48 the evaluation of student teachers. A lead teacher  
49 shall have a teaching load of not more than fifty  
50 percent student instruction to allow the lead teacher

HF215.1445.S (2) 85

-22-

jh

22/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 to spend time on co-teaching; co-planning; peer  
2 reviews; observing career teachers, model teachers,  
3 and mentor teachers; and other duties mutually agreed  
4 upon by the superintendent and the lead teacher. A  
5 school district shall set as a goal the designation of  
6 at least five percent of its teachers as lead teachers,  
7 though the district may enter into an agreement with  
8 one or more other districts or an area education  
9 agency to meet this goal through a collaborative  
10 arrangement. The terms of the teaching contracts  
11 issued under section 279.13 to lead teachers shall  
12 exceed by fifteen days the terms of teaching contracts  
13 issued under section 279.13 to career teachers, and  
14 the fifteen additional contract days shall be used to  
15 strengthen instructional leadership in accordance with  
16 this section. A lead teacher shall receive annually a  
17 salary supplement of at least ten thousand dollars.

18 3. *Requirements for implementation and receipt*  
19 *of teacher leadership supplement funds.* Except as  
20 otherwise provided in section 284.15, a school district  
21 shall meet the requirements of section 284.15 in order  
22 to implement a teacher leadership framework model  
23 pursuant to this section and to be eligible to receive  
24 funds under section 257.10, subsection 12.

25 Sec. 33. NEW SECTION. 284.17 Iowa teacher career  
26 path model.

27 1. *Iowa teacher career path model.* To promote  
28 continuous improvement in Iowa's quality teaching  
29 workforce and to give Iowa teachers the opportunity  
30 for career recognition that reflects the various roles  
31 teachers play as educational leaders, an Iowa teacher  
32 career path model is established for teachers employed  
33 by school districts. The Iowa teacher career path  
34 model requirements and the model's salary minimums are  
35 as follows:

36 a. *Beginning teacher.*

37 (1) A beginning teacher is a teacher who meets the  
38 following requirements:

39 (a) Has successfully completed an approved  
40 practitioner preparation program as defined in section  
41 272.1 or holds an intern teacher license issued under  
42 chapter 272.

43 (b) Holds an initial or intern teacher license  
44 issued under chapter 272.

45 (c) Participates in the beginning teacher mentoring  
46 and induction program as provided in this chapter.

47 (2) Beginning July 1, 2014, the minimum salary  
48 for a beginning teacher shall be thirty-five thousand  
49 dollars.

50 b. *Career teacher.*

HF215.1445.S (2) 85

-23-

jh

23/39





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 (1) A career teacher is a teacher who holds a  
2 statement of professional recognition issued under  
3 chapter 272 or who meets the following requirements:  
4 (a) Has successfully completed the beginning  
5 teacher mentoring and induction program and has  
6 successfully completed a comprehensive evaluation.  
7 (b) Is reviewed by the school district as  
8 demonstrating the competencies of a career teacher.  
9 (c) Holds a valid license issued under chapter 272.  
10 (d) Participates in teacher professional  
11 development as set forth in this chapter and  
12 demonstrates continuous improvement in teaching.  
13 (2) Beginning July 1, 2014, the minimum salary  
14 for a first-year career teacher shall be thirty-seven  
15 thousand dollars.  
16 *c. Career II teacher.*  
17 (1) A career II teacher is a teacher who meets the  
18 requirements of paragraph "b", has met the requirements  
19 established by the school district that employs the  
20 teacher, and is evaluated by the review council as  
21 demonstrating the competencies of a career II teacher.  
22 The teacher shall have successfully completed a  
23 performance review in order to be classified as a  
24 career II teacher. Beginning July 1, 2014, the annual  
25 teacher leadership supplement paid to a first-year  
26 career II teacher shall be five thousand dollars.  
27 (2) The contract term for a career II teacher  
28 shall exceed the contract term issued to a career  
29 teacher under section 279.13 by an additional five  
30 days. Approximately twenty-five percent of the career  
31 II teacher's total contract time shall be spent on  
32 noninstructional duties, which may include but not be  
33 limited to time spent mentoring beginning and career  
34 teachers and supervising student teachers who are  
35 participating in a field experience pursuant to section  
36 272.25. Allocation of the career II teacher's time  
37 shall be mutually agreed to by the teacher and the  
38 school district.  
39 (3) As an alternative to the twenty-five percent  
40 noninstructional time requirement of subparagraph  
41 (2), a career II teacher may spend at least five hours  
42 per week as a peer coach in addition to the normal  
43 teaching load. Compensation for peer coaching duties  
44 shall be computed using the career II teacher's hourly  
45 rate of compensation for the additional duties, which  
46 shall be performed during normal, noninstructional  
47 contract time. For purposes of this subparagraph,  
48 "peer coaching" means additional guidance in one or  
49 more aspects of the teaching profession provided to one  
50 or more teachers. Assignment as a peer coach shall

HF215.1445.S (2) 85

-24-

jh

24/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 be based on either a request from a principal or from  
2 an individual teacher upon approval of a principal.  
3 Peer coaching shall include detailed preliminary  
4 discussions as to areas in which the teachers being  
5 coached desire to improve; formulation of an action  
6 plan to bring about such improvement; in-class  
7 supervision by the peer coach; postclass discussion of  
8 strengths, weaknesses, and strategies for improvement;  
9 and dialogue between the peer coach and students and  
10 school officials regarding the teachers being coached.  
11 A peer coach shall coordinate peer coaching activities  
12 relating to training and professional development with  
13 an area education agency where appropriate.  
14 *d. Advanced teacher.*  
15 (1) An advanced teacher is a teacher who meets the  
16 following requirements:  
17 (a) Receives the recommendation of the review  
18 council that the teacher possesses superior teaching  
19 skills and that the teacher should be classified as an  
20 advanced teacher.  
21 (b) Holds a valid license issued under chapter 272.  
22 (c) Participates in teacher professional  
23 development as outlined in this chapter and  
24 demonstrates continuous improvement in teaching.  
25 (d) Possesses the skills and qualifications to  
26 assume leadership roles.  
27 (2) Beginning July 1, 2014, the annual teacher  
28 leadership supplement paid to a first-year advanced  
29 teacher shall be thirteen thousand five hundred  
30 dollars.  
31 (3) The contract term for an advanced teacher shall  
32 exceed the contract term issued to a career teacher  
33 under section 279.13 by an additional ten days. The  
34 goal of the contract shall be that at least fifty  
35 percent of the advanced teacher's total contract time  
36 be spent on noninstructional duties, which may include  
37 but not be limited to time spent mentoring beginning  
38 and career teachers and supervising student teachers  
39 who are participating in a field experience pursuant to  
40 section 272.25; developing, planning, and organizing  
41 professional development; organizing peer review  
42 groups; and selecting course materials. Allocation of  
43 the advanced teacher's time shall be mutually agreed to  
44 by the teacher and the school district.  
45 (4) An advanced teacher may engage in peer  
46 coaching under the conditions specified in paragraph  
47 "c", subparagraph (3), and if so, compensation for  
48 peer coaching duties shall be computed using the  
49 advanced teacher's hourly rate of compensation for the  
50 additional duties, which shall be performed during

HF215.1445.S (2) 85

-25-

jh

25/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 normal noninstructional contract time.  
2 2. *Staffing goals.* Each school district approved  
3 under section 284.15 to implement the model in  
4 accordance with this section shall meet the following  
5 staffing requirements:  
6 a. Employ at least one career II teacher in each  
7 elementary school.  
8 b. Employ at least one advanced teacher for every  
9 three career II teachers employed.  
10 c. Employ at least one career II teacher for each  
11 of the following subject areas taught in secondary  
12 school: English, mathematics, science, and social  
13 studies.  
14 3. *Requirements for implementation and receipt*  
15 *of teacher leadership supplement funds.* Except as  
16 otherwise provided in section 284.15, a school district  
17 shall meet the requirements of section 284.15 in order  
18 to implement an Iowa teacher career path model pursuant  
19 to this section and to be eligible to receive funds  
20 under section 257.10, subsection 12.  
21 Sec. 34. NEW SECTION. 284.18 **Instructional coach**  
22 **model.**  
23 1. *Instructional coach model.* The instructional  
24 coach and curriculum and professional development  
25 leader model shall include, at a minimum, the following  
26 components:  
27 a. *Beginning and career teacher levels.* The  
28 beginning teacher and career teacher levels and minimum  
29 salaries specified in section 284.17, subsection 1,  
30 paragraphs "a" and "b", and the residency requirement  
31 for a first-year beginning teacher that shall be the  
32 same as set forth for an initial teacher in section  
33 284.16, subsection 2, paragraph "a", subparagraph (2).  
34 b. *Instructional coach level.* An instructional  
35 coach shall, at a minimum, meet the requirements  
36 specified for a career teacher in section 284.17,  
37 subsection 1, paragraph "b", and engage full-time  
38 in instructional coaching. For purposes of this  
39 paragraph, "*instructional coaching*" means additional  
40 guidance in one or more aspects of the teaching  
41 profession provided to teachers. Assignment as an  
42 instructional coach shall be based on either a request  
43 from a principal or from an individual teacher upon  
44 approval of a principal. Instructional coaching  
45 shall include detailed preliminary discussions as  
46 to areas in which the teachers being coached desire  
47 to improve; formulation of an action plan to bring  
48 about such improvement; in-class supervision by the  
49 instructional coach; postclass discussion of strengths,  
50 weaknesses, and strategies for improvement; and

HF215.1445.S (2) 85

-26-

jh

26/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 dialogue between the instructional coach and students  
2 and school officials regarding the teachers being  
3 coached. An instructional coach shall coordinate  
4 instructional coaching activities relating to training  
5 and professional development with an area education  
6 agency where appropriate. An instructional coach shall  
7 receive a stipend of not less than five thousand nor  
8 more than seven thousand dollars annually in addition  
9 to the teacher's salary as a career teacher. A school  
10 district approved to implement the instructional coach  
11 model pursuant to section 284.15 shall employ at least  
12 one instructional coach at each attendance center or at  
13 least one instructional coach for every five hundred  
14 students enrolled in an attendance center, whichever  
15 number is greater.

16 *c. A curriculum and professional development leader*  
17 *level.* A curriculum and professional development  
18 leader shall at a minimum receive additional training  
19 during the summer at the expense of the school  
20 district. While receiving training pursuant to  
21 this paragraph "c", the teacher shall be paid an  
22 additional salary amount for time beyond the school  
23 district's normal teaching contract at the applicable  
24 per diem rate. The contract term for a curriculum  
25 and professional development leader shall exceed  
26 the contract term issued to a model teacher under  
27 section 279.13 by an additional fifteen days, and  
28 the curriculum and professional development leader  
29 shall receive a stipend of not less than ten thousand  
30 nor more than twelve thousand dollars annually in  
31 addition to the teacher's salary as a career teacher.  
32 A curriculum and professional development leader shall  
33 do the following:

34 (1) Provide and demonstrate teaching on an ongoing  
35 basis.

36 (2) Routinely work strategically with teachers in  
37 planning, monitoring, reviewing, and implementing best  
38 instructional practices.

39 (3) Observe and coach teachers in effective  
40 instructional practices.

41 (4) Support teacher growth and reflective  
42 practices.

43 (5) Work with and train classroom teachers to  
44 provide interventions aligned by subject area.

45 (6) Support instruction and learning through the  
46 use of technology.

47 (7) Actively participate in collaborative problem  
48 solving and reflective practices which include but  
49 are not limited to professional study groups, peer  
50 observations, grade level planning, and weekly team

HF215.1445.S (2) 85

-27-

jh

27/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 meetings.

2     2. *Requirements for implementation and receipt*  
3 *of teacher leadership supplement funds.* Except as  
4 otherwise provided in section 284.15, a school district  
5 shall meet the requirements of section 284.15 in order  
6 to implement an instructional coach model pursuant to  
7 this section and to be eligible to receive funds under  
8 section 257.10, subsection 12.

9     Sec. 35. NEW SECTION.   **284.19 Comparable system**  
10 **criteria.**

11     1. *Minimum requirements for comparable systems.* Any  
12 Iowa teacher career path, leadership role, and  
13 compensation model or comparable system approved  
14 pursuant to section 284.15 and this section shall  
15 include, at a minimum, the following components:

16     a. A minimum salary and a residency as provided in  
17 section 284.16, subsection 2, paragraph "a".

18     b. Additional levels of compensation for  
19 differentiated teacher roles, which shall not be less  
20 than the per diem rate established for regular teaching  
21 duties at the specified level prior to implementation  
22 of the comparable system.

23     c. Multiple, differentiated teacher leadership  
24 roles beyond the beginning or initial teacher and  
25 career teacher levels, with a goal of making such  
26 levels available to at least twenty-five percent of the  
27 teacher workforce. Compensation at the differentiated  
28 levels shall be commensurate with the additional  
29 responsibilities of teachers who accept leadership  
30 roles.

31     d. A rigorous selection process that involves  
32 teachers in determining placement in, and retention  
33 of, teacher leadership positions. The process shall  
34 include the following components:

35         (1) A requirement that a teacher chosen for a  
36 leadership role have not less than three years of  
37 teaching experience and one year of teaching experience  
38 in the school district.

39         (2) Exclusion of a teacher in a leadership role  
40 from supervisory duties.

41         (3) A requirement that teacher leaders be  
42 responsible for modeling best instructional practice,  
43 mentoring initial teachers, acting as liaisons with  
44 families, and helping colleagues prepare for peer group  
45 reviews and evaluations conducted pursuant to section  
46 284.8. Teacher leaders shall not be responsible for  
47 purely administrative duties.

48         (4) Authorization for teacher leaders to  
49 participate in a peer group review under section 284.8.

50     e. A professional development system facilitated

HF215.1445.S (2) 85

-28-

jh

28/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 by teachers and aligned with the Iowa professional  
2 development model adopted by the state board.

3 *f.* Hiring permanent professional staff, including  
4 but not limited to retired teachers, at competitive  
5 rates, in order for an attendance center or school  
6 district to give teacher leaders time to focus on  
7 leadership duties.

8 *2. Requirements for implementation and receipt*  
9 *of teacher leadership supplement funds.* Except as  
10 otherwise provided in section 284.15, a school district  
11 shall meet the requirements of section 284.15 in order  
12 to implement a comparable system pursuant to this  
13 section and to be eligible to receive funds under  
14 section 257.10, subsection 12.

15 DIVISION VI  
16 MISCELLANEOUS PROVISIONS

17 Sec. 36. Section 256.9, subsection 53, paragraph c,  
18 unnumbered paragraph 1, Code 2013, is amended to read  
19 as follows:

20 Establish in collaboration with the state board of  
21 regents, subject to an appropriation of funds by the  
22 general assembly contingent on a specific appropriation  
23 for such purpose, an Iowa reading research center.

24 Sec. 37. Section 256.9, subsection 53, paragraph  
25 c, subparagraph (3), Code 2013, is amended to read as  
26 follows:

27 (3) The center shall submit a report of its  
28 activities to the general assembly by January 15  
29 annually. By January 15, 2015, the annual report  
30 shall include but not be limited to recommendations  
31 regarding the following measures to support schools  
32 in implementing chapter 284 with regard to the  
33 prekindergarten through grade three years:

34 (a) Tools and strategies for assessing early  
35 elementary school teachers to determine whether they  
36 have the skills and abilities to serve as mentor  
37 or lead teachers to other early elementary school  
38 teachers.

39 (b) Specific training and professional development  
40 to support the mentoring responsibilities of mentor  
41 teachers and lead teachers.

42 (c) Assessment tools to identify struggling readers  
43 and evidence-based measures designed to respond to the  
44 needs of such students.

45 (d) Resources, guides, and informational materials  
46 which parents and teachers may share to promote early  
47 literacy.

48 Sec. 38. **NEW SECTION. 256.24 Competency-based**  
49 **education grant program.**

50 1. Contingent on a specific appropriation for

HF215.1445.S (2) 85

-29-

jh

29/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 these purposes, the department shall establish a  
2 competency-based education grant program to award  
3 grants to not more than ten school districts annually  
4 for purposes of developing, implementing, and  
5 evaluating competency-based education pilot and  
6 demonstration projects.

7 2. The department shall develop grant application,  
8 selection, and evaluation criteria.

9 3. Each pilot or demonstration project shall  
10 be conducted for a minimum of one year, but may be  
11 conducted for multiple school years as proposed by the  
12 applicant and approved by the department.

13 4. Grant moneys shall be distributed to selected  
14 school districts by the department no later than  
15 December 1, 2013. Grant amounts shall be distributed  
16 as determined by the department.

17 5. The department shall submit progress reports  
18 analyzing the status and preliminary findings of  
19 the projects to the state board, the governor, and  
20 the general assembly by January 15 annually. The  
21 department shall summarize the projects' findings,  
22 including student achievement results, and submit the  
23 summary and any recommendations in a final report to  
24 the state board, the governor, and the general assembly  
25 by January 15, 2019.

26 Sec. 39. **NEW SECTION. 256.27 Economically**  
27 **challenged schools grant program.**

28 1. Contingent on a specific appropriation for  
29 these purposes, the department shall establish an  
30 economically challenged schools grant program to  
31 award funds to school district attendance centers to  
32 create pilot projects designed to meet the needs of  
33 prekindergarten through grade twelve students who  
34 are not proficient in reading or mathematics and to  
35 involve the students' parents in supporting project  
36 activities. Pilot project activities may include but  
37 are not limited to establishing a longer school day,  
38 longer school calendar, summer school, or intensive  
39 reading and mathematics programs for such students.

40 2. The department shall develop grant application,  
41 selection, and evaluation criteria. The priorities  
42 for the grant funds shall include applications from  
43 school districts with high percentages of students  
44 who are below grade level in proficiency, or who are  
45 eligible for free and reduced price meals under the  
46 federal National School Lunch Act and the federal Child  
47 Nutrition Act of 1966, 42 U.S.C. § 1751-1785, and shall  
48 include providing project services on a voluntary  
49 basis to students deemed at risk of not succeeding  
50 in reading or mathematics. The department shall make

HF215.1445.S (2) 85

-30-

jh

30/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 every reasonable effort to equitably distribute grant  
2 funds geographically among rural and urban areas.

3 3. Each pilot project shall be conducted for a  
4 minimum of one year, but may be conducted for multiple  
5 school years as proposed by the applicant and approved  
6 by the department.

7 4. The department shall submit progress reports  
8 analyzing the status and preliminary findings of  
9 the projects to the state board, the governor, and  
10 the general assembly by January 15 annually. The  
11 department shall summarize the projects' findings,  
12 including student achievement results, and submit the  
13 summary and any recommendations in a final report to  
14 the state board, the governor, and the general assembly  
15 by January 15, 2019.

16 5. This section is repealed effective June 30,  
17 2019.

18 Sec. 40. NEW SECTION. 256.34 World language  
19 education pilot project.

20 1. Contingent on a specific appropriation for  
21 these purposes, the department shall establish a world  
22 language education pilot project to enhance foreign  
23 language education in Iowa schools. The department  
24 shall administer the pilot project in partnership with  
25 the university of northern Iowa and up to three school  
26 districts. The department shall establish criteria for  
27 the selection of school districts to participate in the  
28 pilot project.

29 2. The department shall establish a world language  
30 education administrative team to be composed of school  
31 administrators from school districts participating  
32 in the pilot project. Team members shall conduct  
33 fact finding visits to schools in the United States  
34 and at least one foreign school that exemplify best  
35 practices for world class foreign language education  
36 delivery models. A fact finding visit to a foreign  
37 school pursuant to this section shall not be funded  
38 with state moneys. Team members shall work with the  
39 department and university of northern Iowa to develop  
40 standards and benchmarks based on the latest edition of  
41 the national standards for foreign language learning,  
42 to develop a written and verbal assessment system that  
43 measures foreign language competencies, and to support  
44 participating school districts in the development of  
45 curricula based on the latest edition of the national  
46 standards for foreign language learning.

47 3. Each school district participating in the pilot  
48 project, in coordination with the department, shall  
49 compare on an annual basis its results under the pilot  
50 project with state data to determine the outcomes of

HF215.1445.S (2) 85

-31-

jh

31/39





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 the pilot project for student learning.

2 4. The world language education administrative  
3 team, in coordination with the department and the  
4 university of northern Iowa, shall submit its findings  
5 and recommendations regarding the pilot project and  
6 foreign language education in this state in a report to  
7 the general assembly by December 19, 2014.

8 Sec. 41. Section 256C.4, subsection 1, paragraph e,  
9 Code 2013, is amended to read as follows:

10 e. Preschool foundation aid funding shall not  
11 be used for the costs of constructing a facility in  
12 connection with an approved local program. Preschool  
13 foundation aid funding may be used by approved local  
14 programs and community providers for professional  
15 development for preschool teachers, for instructional  
16 equipment, for material and equipment designed to  
17 develop pupils' large and small motor skills, and for  
18 other direct costs. Preschool foundation aid funding  
19 received by an approved local program that remain  
20 unexpended or unobligated at the end of a fiscal year  
21 shall be used to build the approved local program's  
22 preschool program capacity in the next succeeding  
23 fiscal year.

24 Sec. 42. Section 257.11, Code 2013, is amended by  
25 adding the following new subsection:

26 **NEW SUBSECTION. 7A. *Economically challenged schools***  
27 ***grant program.*** Pupils who are eligible for free and  
28 reduced price meals under the federal National School  
29 Lunch Act and the federal Child Nutrition Act of 1966,  
30 42 U.S.C. § 1751-1785, and who are enrolled in a school  
31 district that is approved to create a pilot project  
32 pursuant to section 256.27 shall receive a supplemental  
33 weighting of one-tenth of one pupil. This subsection  
34 is repealed effective June 30, 2018.

35 Sec. 43. Section 272.2, subsection 13, Code 2013,  
36 is amended to read as follows:

37 13. Adopt rules to provide for nontraditional  
38 preparation options for licensing persons who hold  
39 a bachelor's degree from an accredited college or  
40 university, ~~who~~ but do not meet other requirements for  
41 licensure. However, prior to issuing licenses pursuant  
42 to this subsection, the board shall recommend licensing  
43 criteria to the general assembly. Licenses shall not  
44 be issued under this subsection except pursuant to  
45 statutory licensing criteria enacted pursuant to such  
46 recommendations.

47 Sec. 44. Section 279.9, Code 2013, is amended to  
48 read as follows:

49 **279.9 Use of tobacco, alcoholic beverages, or**  
50 **controlled substances.**

HF215.1445.S (2) 85

-32-

jh

32/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1     ~~1. The rules shall prohibit the use of tobacco,~~  
2     ~~including nicotine products, and the use or possession~~  
3     ~~of alcoholic liquor, wine, or beer or any controlled~~  
4     ~~substance as defined in section 124.101, subsection 5,~~  
5     ~~by any student of the schools and the, or by anyone~~  
6     ~~on school grounds, is prohibited. A school board may~~  
7     ~~suspend or expel a student for a violation of a rule~~  
8     ~~under this section. For violation of this section, a~~  
9     ~~school board may remove a person from school grounds~~  
10    ~~and may bar the person's future presence on school~~  
11    ~~grounds.~~

12    2. As used in this section, "*nicotine product*"  
13    ~~means any product containing nicotine or any other~~  
14    ~~preparation of tobacco not described in section 453A.1,~~  
15    ~~and any product or formulation of matter containing~~  
16    ~~biologically active amounts of nicotine that is~~  
17    ~~manufactured, sold, offered for sale, or otherwise~~  
18    ~~distributed with the expectation that the product~~  
19    ~~or matter will be introduced into the human body.~~  
20    ~~"Nicotine product" does not include any cessation~~  
21    ~~product specifically approved by the United States food~~  
22    ~~and drug administration for use in reducing, treating,~~  
23    ~~or eliminating nicotine or tobacco dependence.~~

24    Sec. 45. Section 279.60, subsections 1 and 2, Code  
25    2013, are amended to read as follows:

26    1. Each school district shall administer a  
27    ~~kindergarten readiness~~ the teaching strategies gold  
28    ~~early childhood assessment prescribed by the department~~  
29    ~~of education~~ to every resident prekindergarten or  
30    four-year-old child whose parent or guardian enrolls  
31    the child in the district, and to every kindergarten  
32    student enrolled in the district not later than the  
33    ~~date specified in section 257.6, subsection 1. The~~  
34    ~~assessment shall be aligned with state early learning~~  
35    ~~standards and preschool programs shall be encouraged~~  
36    ~~to administer the assessment at least at the beginning~~  
37    ~~and end of the preschool program, with the assessment~~  
38    ~~information entered into the statewide longitudinal~~  
39    ~~data system. The department shall work to develop~~  
40    ~~agreements with head start programs to incorporate~~  
41    ~~similar information about four-year-old children served~~  
42    ~~by head start into the statewide longitudinal data~~  
43    ~~system.~~

44    2. ~~a. Each school district shall administer the~~  
45    ~~dynamic indicators of basic early literacy skills~~  
46    ~~kindergarten benchmark assessment or other kindergarten~~  
47    ~~benchmark assessment adopted by the department of~~  
48    ~~education in consultation with the early childhood Iowa~~  
49    ~~state board to every kindergarten student enrolled~~  
50    ~~in the district not later than the date specified in~~

HF215.1445.S (2) 85

-33-

jh

33/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 ~~section 257.6, subsection 1.~~ The school district shall  
2 also collect information from each parent, guardian,  
3 or legal custodian of a kindergarten student enrolled  
4 in the district, including but not limited to whether  
5 the student attended preschool, factors identified by  
6 the early childhood Iowa office pursuant to section  
7 256I.5, and other demographic factors. Each school  
8 district shall report the results of the community  
9 strategies employed during the prior school year  
10 pursuant to section 279.68, subsection 4, paragraph  
11 "a", the assessment administered pursuant to subsection  
12 1, and the preschool information collected to the  
13 department of education in the manner prescribed  
14 by the department not later than January 1 of that  
15 school year. The early childhood Iowa office in the  
16 department of management shall have access to the raw  
17 data. The department shall review the information  
18 submitted pursuant to this section and shall submit its  
19 findings and recommendations annually in a report to  
20 the governor, the general assembly, the early childhood  
21 Iowa state board, and the early childhood Iowa area  
22 boards.

23 ~~b. This subsection is repealed July 1, 2013.~~

24 Sec. 46. Section 282.12, subsection 2, Code 2013,  
25 is amended to read as follows:

26 2. For one-way sharing, the sending district  
27 shall pay ~~no less than one-half a percentage of the~~  
28 district cost per pupil of the sending district that  
29 is proportionate to the percentage of the pupil's  
30 school day during which the pupil attends classes in  
31 the receiving district minus any actual costs incurred  
32 by the sending district including but not limited to  
33 transportation and administration costs, if such costs  
34 are specified in the agreement.

35 Sec. 47. REPEAL. Section 256D.9, Code 2013, is  
36 repealed.

37 Sec. 48. COMPETENCY-BASED EDUCATION TASK  
38 FORCE RECOMMENDATIONS. Contingent on a specific  
39 appropriation for these purposes, the department of  
40 education shall implement the recommendations of the  
41 competency-based education task force established  
42 pursuant to 2012 Iowa Acts, chapter 1119, section 2,  
43 relating to the development of model competencies, to  
44 investigating and providing examples of templates that  
45 will effectively and efficiently record and report  
46 student achievement in a competency-based environment,  
47 to developing the assessment validation rubric and  
48 model assessments aligned to the competencies, and to  
49 creating opportunities for professional development for  
50 preservice and in-service for practitioners.

HF215.1445.S (2) 85

-34-

jh

34/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 Sec. 49. SCHOOL DISTRICT REPORTING REQUIREMENT TASK  
2 FORCE — STATE BOARD OF EDUCATION.

3 1. a. A reporting requirement review task force  
4 is established consisting of five members who shall  
5 be appointed by the director of the department of  
6 education as follows:

7 (1) One member from nominees submitted by an  
8 organization representing the boards of Iowa school  
9 districts.

10 (2) One member from nominees submitted by an  
11 organization representing Iowa school administrators.

12 (3) One member from nominees submitted by the  
13 largest statewide certified employee organization  
14 representing Iowa teachers.

15 (4) One member representing the department of  
16 education.

17 (5) One member representing the general public.

18 b. The member representing the department of  
19 education shall convene the initial meeting, at which  
20 the members shall elect a chairperson.

21 2. The department of education shall compile a  
22 list of reports that school districts are required to  
23 submit to the department biennially or more frequently.  
24 The department shall submit the list to the reporting  
25 requirement review task force by September 3, 2013.

26 3. The task force shall review the list submitted  
27 by the department pursuant to subsection 2. For  
28 each reporting requirement listed, the task force  
29 shall produce written justification for continuing,  
30 modifying, or eliminating the requirement. The task  
31 force shall compile its written justifications in a  
32 report the task force shall submit to the state board  
33 of education and to the general assembly by December  
34 2, 2013.

35 4. The state board of education shall review the  
36 report submitted pursuant to subsection 3, and shall  
37 determine which of the task force recommendations  
38 for modifying or eliminating requirements may be  
39 accomplished by administrative rule and which must be  
40 accomplished by statute. The state board shall submit  
41 its findings and recommendations, including plans for  
42 board action relating to administrative rules and board  
43 recommendations for specific statutory changes, in a  
44 report to the general assembly by February 3, 2014.

45 Sec. 50. SCHOOL YEAR-LONG STUDENT TEACHING FIELD  
46 EXPERIENCE REQUIREMENT — STUDY.

47 1. a. Each practitioner preparation program  
48 offered at an institution of higher learning governed  
49 by the state board of regents shall convene a  
50 study committee of education faculty members to

HF215.1445.S (2) 85

-35-

jh

35/39



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**April 04, 2013**

1 study the feasibility of establishing professional  
2 development schools for preservice teacher candidates  
3 in collaboration with school districts, and the  
4 feasibility of requiring students enrolled in  
5 practitioner preparation programs to complete a field  
6 experience lasting one full school year.  
7     b. Each study committee shall evaluate for its  
8 institution the following issues relating specifically  
9 to a proposed professional development school and  
10 relating specifically to a proposed full school year of  
11 student teaching field experience:  
12     (1) The impact on the likelihood a student will  
13 graduate within four years, including but not limited  
14 to consideration of the cost to a student, student debt  
15 load, and class scheduling.  
16     (2) The impact on university faculty and the need  
17 to employ more faculty, including the need to deliver  
18 coursework and supervision to student teachers in the  
19 field.  
20     (3) The availability of an adequate number of  
21 placements in prekindergarten through grade twelve  
22 schools and the impact on a school district, including  
23 but not limited to the district's cost to compensate  
24 cooperating teachers.  
25     (4) The likely impact on the abilities and  
26 performance of a student teacher and whether the  
27 benefits outweigh the costs.  
28     (5) The likely impact on student achievement of  
29 students in the student teacher's classroom.  
30     c. The study committees convened pursuant to  
31 paragraph "a" shall submit their findings and  
32 recommendations in a report to the state board of  
33 regents, the department of education, the board of  
34 educational examiners, the governor, and the general  
35 assembly by December 2, 2013.  
36     2. The Iowa association of independent colleges  
37 is encouraged to form a study committee comprised  
38 of education faculty members with duties similar to  
39 those provided for in subsection 1 for its member  
40 institutions which offer approved practitioner  
41 preparation programs, and to submit any resulting  
42 findings and recommendations to the general assembly  
43 by December 2, 2013.  
44     Sec. 51. EFFECTIVE DATE. The following provision  
45 or provisions of this division of this Act take effect  
46 June 30, 2013:  
47     1. The section of this division of this Act  
48 amending section 279.60, subsection 2, paragraph "b".  
49     Sec. 52. EFFECTIVE UPON ENACTMENT. The following  
50 provision or provisions of this division of this Act,

HF215.1445.S (2) 85

-36-

jh

36/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 being deemed of immediate importance, take effect upon  
2 enactment:

3 1. The section of this division of this Act  
4 repealing section 256D.9.

5 2. The section of this division of this Act  
6 amending section 272.2.

7 Sec. 53. APPLICABILITY. The section of this  
8 division of this Act amending section 282.12 applies  
9 to sharing agreements entered into on or after July 1,  
10 2013.

11 DIVISION VII

12 STATE SCHOOL FOUNDATION PROGRAM

13 Sec. 54. Section 257.8, subsections 1 and 2, Code  
14 2013, are amended to read as follows:

15 1. *State percent of growth.* ~~The state percent of~~  
16 ~~growth for the budget year beginning July 1, 2010,~~  
17 ~~is two percent.~~ The state percent of growth for the  
18 budget year beginning July 1, 2012, is two percent.  
19 The state percent of growth for the budget year  
20 beginning July 1, 2013, is four percent. The state  
21 percent of growth for the budget year beginning July  
22 1, 2014, is four percent. The state percent of growth  
23 for each subsequent budget year shall be established  
24 by statute which shall be enacted within thirty days  
25 of the submission in the year preceding the base year  
26 of the governor's budget under section 8.21. The  
27 establishment of the state percent of growth for a  
28 budget year shall be the only subject matter of the  
29 bill which enacts the state percent of growth for a  
30 budget year.

31 2. *Categorical state percent of growth.* ~~The~~  
32 ~~categorical state percent of growth for the budget~~  
33 ~~year beginning July 1, 2010, is two percent.~~ The  
34 categorical state percent of growth for the budget  
35 year beginning July 1, 2012, is two percent. The  
36 categorical state percent of growth for the budget  
37 year beginning July 1, 2013, is four percent. The  
38 categorical state percent of growth for the budget  
39 year beginning July 1, 2014, is four percent. The  
40 categorical state percent of growth for each budget  
41 year shall be established by statute which shall  
42 be enacted within thirty days of the submission in  
43 the year preceding the base year of the governor's  
44 budget under section 8.21. The establishment of the  
45 categorical state percent of growth for a budget year  
46 shall be the only subject matter of the bill which  
47 enacts the categorical state percent of growth for a  
48 budget year. The categorical state percent of growth  
49 may include state percents of growth for the teacher  
50 salary supplement, the professional development

HF215.1445.S (2) 85

-37-

jh

37/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 supplement, and the early intervention supplement.  
2 Sec. 55. CODE SECTION 257.8 — IMPLEMENTATION. The  
3 requirements of section 257.8, subsections 1 and  
4 2, regarding the enactment of bills establishing  
5 the regular program state percent of growth and the  
6 categorical state percent of growth within thirty days  
7 of the submission in the year preceding the base year  
8 of the governor's budget and regarding the subject  
9 matter limitation of such bills do not apply to this  
10 division of this Act.

11 Sec. 56. EFFECTIVE UPON ENACTMENT. This division  
12 of this Act, being deemed of immediate importance,  
13 takes effect upon enactment.

14 Sec. 57. APPLICABILITY. This division of this  
15 Act is applicable for computing state aid under the  
16 state school foundation program for the school budget  
17 years beginning July 1, 2013, and July 1, 2014, as  
18 appropriate.

19 DIVISION VIII

20 PARENT LIAISON COUNSELOR PILOT PROGRAM

21 Sec. 58. NEW SECTION. 280.30 Parent liaison  
22 counselor pilot program.

23 1. A parent liaison counselor pilot program is  
24 established to be administered by the department of  
25 education. The goals of the program shall be to raise  
26 student achievement, as measured by increasing high  
27 school graduation rates, increasing the percentage of  
28 high school graduates who are qualified to enroll in a  
29 college or university, and increasing the percentage of  
30 students who successfully complete college preparatory  
31 coursework while enrolled in high school. The  
32 department of education shall adopt measures which  
33 reflect the goals of the program for the purpose of  
34 assessing the effectiveness of the program.

35 2. A school district identified by the department  
36 of education as having a persistently lowest-achieving  
37 school may participate in the program and shall  
38 employ one parent liaison counselor. A parent liaison  
39 counselor shall be a guidance counselor licensed under  
40 chapter 272 who is currently employed by the school  
41 district. The guidance counselor shall be issued a  
42 full-time contract for the full school year. The  
43 additional contract days shall be used to administer  
44 the program.

45 3. A parent liaison counselor shall have the  
46 following duties:

47 a. Meeting and working with targeted students  
48 and the parents of targeted students, whether at a  
49 student's home or in a student's school, regarding  
50 course selection, career planning, and postsecondary

HF215.1445.S (2) 85

-38-

jh

38/39



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 preparation.  
2     *b.* For targeted students in middle school, focusing  
3 primarily on helping targeted students and the parents  
4 of targeted students with advance planning and course  
5 selection for high school.  
6     4. For purposes of this section, targeted students  
7 are students who have unrealized academic potential and  
8 whose circumstances inhibit their academic performance,  
9 including but not limited to students who are limited  
10 English proficient, students in special education,  
11 students in individualized education programs, students  
12 from families with a family income at or below two  
13 hundred percent of the federal poverty level as defined  
14 by the most recently revised poverty income guidelines  
15 published by the United States department of health  
16 and human services, students with ongoing attendance  
17 issues, and other at-risk student populations  
18 identified by the department of education.  
19     5. The department of education shall submit a  
20 report to the general assembly, annually by December  
21 15, on the parent liaison counselor pilot program.  
22     6. This section is repealed June 30, 2016.>  
23     2. Title page, by striking lines 6 through 10 and  
24 inserting <establishing a fee; and including effective  
25 date and applicability>

HF215.1445.S (2) 85

-39-

jh

39/39





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 120

H-1249

- 1 Amend House File 120 as follows:  
2 1. Page 1, by striking lines 1 through 7.  
3 2. Title page, by striking lines 1 through 4 and  
4 inserting <An Act relating to the administration of  
5 the judicial branch including provisions pertaining to  
6 shorthand reporters and the practice of law, and making  
7 appropriations.>

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HESS of Clay

HF120.1442 (1) 85

jm/rj

(amending this HF  
120 to CONFORM to  
SF 318)

-1-

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 557

H-1250

1 Amend House File 557 as follows:

2 1. By striking everything after the enacting clause  
3 and inserting:

4 Section 1. Section 702.11, subsection 2, Code 2013,  
5 is amended by adding the following new paragraph:

6 NEW PARAGRAPH. h. Removal of an officer's  
7 communication or control device in violation of section  
8 708.12, subsection 3, paragraph "f".

9 Sec. 2. NEW SECTION. 708.12 Removal of an  
10 officer's communication or control device.

11 1. As used in this section, "*officer*" means peace  
12 officer as defined in section 724.2A or a correctional  
13 officer.

14 2. A person who knowingly or intentionally removes  
15 or attempts to remove a communication device or any  
16 device used for control from the possession of an  
17 officer, when the officer is in the performance of any  
18 act which is within the scope of the lawful duty or  
19 authority of that officer and the person knew or should  
20 have known the individual to be an officer, commits the  
21 offense of removal of an officer's communication or  
22 control device.

23 3. *a.* A person who removes or attempts to remove  
24 an officer's communication or control device is guilty  
25 of a simple misdemeanor.

26 *b.* A person who knowingly or intentionally removes  
27 or attempts to remove a communication or control device  
28 from the possession of an officer with the intent to  
29 interfere with the communications or duties of the  
30 officer, is guilty of a serious misdemeanor.

31 *c.* If a violation of paragraph "*a*" results in  
32 bodily injury to the officer the person is guilty of a  
33 serious misdemeanor.

34 *d.* If a violation of paragraph "*a*" results in  
35 serious injury to the officer the person is guilty of  
36 an aggravated misdemeanor.

37 *e.* If a violation of paragraph "*a*" occurs and the  
38 person knowingly or intentionally causes bodily injury  
39 to the officer the person is guilty of an aggravated  
40 misdemeanor.

41 *f.* If a violation of paragraph "*a*" occurs and the  
42 person knowingly or intentionally causes serious injury  
43 to the officer the person is guilty of a class "D"  
44 felony.

45 Sec. 3. Section 719.1, subsections 1 and 2, Code  
46 2013, are amended to read as follows:

47 1. *a.* A person who knowingly resists or obstructs  
48 anyone known by the person to be a peace officer,  
49 emergency medical care provider under chapter 147A,  
50 or fire fighter, whether paid or volunteer, in the

HF557.1435 (2) 85  
(amending this HF  
557 to CONFORM to  
SF 384)



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 performance of any act which is within the scope of the  
2 lawful duty or authority of that officer, emergency  
3 medical care provider under chapter 147A, or fire  
4 fighter, whether paid or volunteer, or who knowingly  
5 resists or obstructs the service or execution by any  
6 authorized person of any civil or criminal process or  
7 order of any court, commits a simple misdemeanor. In  
8 addition to any other penalties, the punishment imposed  
9 for a violation of this subsection shall include  
10 assessment of a fine of not less than two hundred fifty  
11 dollars. ~~However, if~~  
12 b. If a person commits interference with official  
13 acts, as defined in this subsection, which results  
14 in bodily injury, the person commits a serious  
15 misdemeanor.  
16 c. If a person commits interference with official  
17 acts, as defined in this subsection, which results  
18 in serious injury, the person commits an aggravated  
19 misdemeanor.  
20 d. If a person commits an interference with  
21 official acts, as defined in this subsection, and in so  
22 doing inflicts bodily injury other than serious injury,  
23 that person commits an aggravated misdemeanor.  
24 e. If a person commits an interference with  
25 official acts, as defined in this subsection, and in so  
26 doing inflicts or attempts to inflict serious injury,  
27 or displays a dangerous weapon, as defined in section  
28 702.7, or is armed with a firearm, that person commits  
29 a class "D" felony.  
30 2. a. A person under the custody, control, or  
31 supervision of the department of corrections who  
32 knowingly resists, obstructs, or interferes with a  
33 correctional officer, agent, employee, or contractor,  
34 whether paid or volunteer, in the performance of  
35 the person's official duties, commits a serious  
36 misdemeanor.  
37 b. If a person violates this subsection and in so  
38 doing commits an assault, as defined in section 708.1,  
39 the person commits an aggravated misdemeanor.  
40 c. If a person violates this subsection and the  
41 violation results in bodily injury to another, the  
42 person commits an aggravated misdemeanor.  
43 d. If a person violates this subsection and the  
44 violation results in serious injury to another, the  
45 person commits a class "D" felony.  
46 e. If a person violates this subsection and in so  
47 doing inflicts or attempts to inflict bodily injury  
48 other than serious injury to another, displays a  
49 dangerous weapon, as defined in section 702.7, or is  
50 armed with a firearm, the person commits a class "D"

HF557.1435 (2) 85  
(amending this HF  
557 to CONFORM to  
SF 384)



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 felony.  
2 f. If a person violates this subsection and uses  
3 or attempts to use a dangerous weapon, as defined in  
4 section 702.7, or inflicts serious injury to another,  
5 the person commits a class "C" felony.  
6 2. Title page, by striking lines 1 through 4 and  
7 inserting <An Act relating to removing or attempting  
8 to remove a communication or control device from  
9 the possession of a peace officer or correctional  
10 officer, interference with official acts, and providing  
11 penalties.>

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WORTHAN of Buena Vista

HF557.1435 (2) 85  
(amending this HF  
557 to CONFORM to  
SF 384)

-3-

jm/nh

3/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

Senate File 406

H-1251

1 Amend Senate File 406, as passed by the Senate, as  
2 follows:  
3 1. Page 1, by striking lines 3 through 9 and  
4 inserting:  
5 <Sec. \_\_\_\_\_. NEW SECTION. 10A.901 Definitions.  
6 As used in this article, unless the context  
7 otherwise requires:  
8 1. "Administrator" means the person coordinating  
9 the administration of this division.  
10 2. "Division" means the mental health advocate  
11 division of the department of inspections and appeals.>  
12 2. Page 1, line 10, by striking <216A.172> and  
13 inserting <10A.902>  
14 3. Page 1, line 11, by striking <office's> and  
15 inserting <division's>  
16 4. Page 1, line 16, by striking <office> and  
17 inserting <division>  
18 5. Page 1, line 17, after <advocate.> by inserting  
19 <A mental health advocate employed by a county as of  
20 June 30, 2013, shall be deemed to be qualified.>  
21 6. Page 1, line 22, by striking <or nursing> and  
22 inserting <nursing, or psychology,>  
23 7. Page 1, line 27, by striking <office> and  
24 inserting <division>  
25 8. Page 1, line 29, after <advocates.> by inserting  
26 <The procedures for filling a vacant mental health  
27 advocate position assigned to a geographic area shall  
28 require the individual filling the vacancy to reside  
29 within the assigned geographic area.>  
30 9. Page 2, line 4, by striking <human rights> and  
31 inserting <inspections and appeals>  
32 10. Page 2, line 10, by striking <human rights> and  
33 inserting <inspections and appeals>  
34 11. Page 2, line 25, by striking <human rights> and  
35 inserting <inspections and appeals>  
36 12. Page 3, by striking lines 13 through 15 and  
37 inserting <minor's objections, the juvenile court shall  
38 notify the department of inspections and appeals and  
39 the department shall appoint an individual to act as an  
40 the mental>  
41 13. Page 3, lines 23 and 24, by striking <office of  
42 the>  
43 14. Page 3, lines 25 and 26, by striking <human  
44 rights> and inserting <inspections and appeals>  
45 15. Page 4, line 3, by striking <human rights> and  
46 inserting <inspections and appeals>  
47 16. Page 5, by striking lines 21 through 23 and  
48 inserting <advocate. For the purposes of this section,  
49 "division" means the mental health advocate division of  
50 the department of inspections and appeals.>

SF406.1433 (2) 85

-1-

jp/rj

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

1 17. Page 6, line 11, by striking <office> and  
2 inserting <division>  
3 18. Page 6, line 12, by striking <office> and  
4 inserting <division>  
5 19. Page 7, line 8, by striking <office> and  
6 inserting <division>  
7 20. Page 7, line 10, by striking <office> and  
8 inserting <division>  
9 21. Page 7, line 11, by striking <office> and  
10 inserting <division>  
11 22. Page 7, line 32, by striking <office> and  
12 inserting <division>  
13 23. Page 7, line 34, by striking <216A.172> and  
14 inserting <10A.902>  
15 24. Page 8, line 10, by striking <office> and  
16 inserting <division>  
17 25. Page 8, by striking lines 32 through 35 and  
18 inserting:  
19 <1. The full-time or part-time county employees  
20 paid for mental health advocate services under section  
21 229.19 immediately prior to July 1, 2014, shall be  
22 appointed as mental health advocates pursuant to  
23 section 10A.902 and shall become employees>  
24 26. Page 9, line 1, by striking <human rights> and  
25 inserting <inspections and appeals>  
26 27. Page 9, line 4, by striking <salaries>  
27 28. Page 9, line 31, by striking <full-time>  
28 29. Page 9, line 32, by striking <full-time>  
29 30. Page 10, line 12, by striking <human rights>  
30 and inserting <inspections and appeals>  
31 31. Page 10, line 24, by striking <full-time>  
32 32. Page 10, line 25, by striking <full-time>  
33 33. Title page, by striking lines 4 and 5 and  
34 inserting <of a mental health advocate division in the  
35 department of inspections and appeals and including  
36 effective date provisions.>

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COMMITTEE ON JUDICIARY  
BALTIMORE of Boone, Chairperson

SF406.1433 (2) 85

-2-

jp/rj

2/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

Senate File 338

H-1252

1 Amend Senate File 338, as passed by the Senate, as  
2 follows:  
3 1. Page 1, by striking lines 12 through 16 and  
4 inserting <district shall implement a consistent policy  
5 to follow the same procedure for each school employee  
6 employed by the school district on or after July  
7 1, 2013, at least every five years after the school  
8 employee's date of hire. A school district shall not  
9 charge>

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HESS of Clay



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

Senate File 296

H-1253

- 1 Amend Senate File 296, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. By striking everything after the enacting clause  
4 and inserting:  
5 <Section 1. HEALTH CARE DELIVERY — INTENT. It is  
6 the intent of the general assembly that health care  
7 delivery in the state result in improved patient health  
8 outcomes, improved patient care, and reduced cost.  
9 It is the intent of the general assembly that such  
10 health care delivery provide for the replacement of the  
11 IowaCare program.>  
12 2. Title page, line 1, by striking <integrated care  
13 models for>  
14 3. Title page, by striking lines 2 through 5 and  
15 inserting <of health care in the state.>

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COMMITTEE ON APPROPRIATIONS  
SODERBERG of Plymouth, Chairperson





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House Study Bill 232 - Introduced

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
APPROPRIATIONS BILL BY  
CHAIRPERSON SODERBERG)

A BILL FOR

1 An Act relating to establishing a healthy Iowa plan, and making  
2 appropriations.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 2517YC (11) 85  
pf/rj



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 Section 1. NEW SECTION. 249N.1 Title.

2 This chapter shall be known and may be cited as the "*Healthy*  
3 *Iowa Plan*".

4 Sec. 2. NEW SECTION. 249N.2 Definitions.

5 As used in this chapter, unless the context otherwise  
6 requires:

7 1. "*Accountable care organization*" means a risk-bearing,  
8 integrated health care organization characterized by a payment  
9 and care delivery model that ties provider reimbursement to  
10 quality metrics and reductions in the total cost of care for an  
11 assigned population of patients.

12 2. "*Accountable care provider network*" means the health care  
13 delivery network approved by the department for healthy Iowa  
14 plan members.

15 3. "*Affordable Care Act*" or "*federal Act*" means the federal  
16 Patient Protection and Affordable Care Act, Pub. L. No.  
17 111-148.

18 4. "*Benchmark coverage*" means health benefits coverage that  
19 is equal to the coverage under one or more of the benefit plans  
20 specified in 42 U.S.C. § 1396u-7(b)(1) and 42 C.F.R. § 440.330.

21 5. "*Clean claim*" means a claim submitted by a provider  
22 included in the accountable care provider network that may be  
23 adjudicated as paid or denied.

24 6. "*Covered benefits*" means reimbursable health care  
25 services as specified in section 249N.6.

26 7. "*Department*" means the department of human services.

27 8. "*Director*" means the director of human services.

28 9. "*Essential health benefits*" means essential health  
29 benefits as defined in section 1302 of the Affordable Care Act,  
30 that include at least the general categories and the items and  
31 services covered within the categories of ambulatory patient  
32 services; emergency services; hospitalization; maternity  
33 and newborn care; mental health and substance use disorder  
34 services, including behavioral health treatment; prescription  
35 drugs; rehabilitative and habilitative services and devices;

LSB 2517YC (11) 85

-1-

pf/rj

1/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 laboratory services; preventive and wellness services and  
2 chronic disease management; and pediatric services, including  
3 oral and vision care.

4 10. "*Federal approval*" means approval by the centers for  
5 Medicare and Medicaid services of the United States department  
6 of health and human services.

7 11. "*Federal poverty level*" means the most recently revised  
8 poverty income guidelines published by the United States  
9 department of health and human services.

10 12. "*Full benefits recipient*" means an adult who is eligible  
11 for full medical assistance benefits pursuant to chapter 249A  
12 under any category of eligibility.

13 13. "*Healthy Iowa plan*" means the healthy Iowa plan  
14 established under this chapter.

15 14. "*Healthy Iowa plan provider*" means any provider enrolled  
16 in the medical assistance program under the accountable care  
17 provider network.

18 15. "*Iowa plan*" means the managed care plan under contract  
19 with the department to manage mental health and substance use  
20 disorder services under the medical assistance program.

21 16. "*Medical assistance program*" or "*Medicaid*" means the  
22 program paying all or part of the costs of care and services  
23 provided to an individual pursuant to chapter 249A and Tit. XIX  
24 of the federal Social Security Act.

25 17. "*Medicare*" means the federal Medicare program  
26 established pursuant to Tit. XVIII of the federal Social  
27 Security Act.

28 18. "*Member*" means an individual who meets the eligibility  
29 requirements of section 249N.5 and is enrolled in the healthy  
30 Iowa plan.

31 19. "*My health rewards account*" means an account established  
32 by the department pursuant to section 249N.9 on behalf of a  
33 member to contain contributions from the member and financial  
34 incentives and other payments by the plan to be used for  
35 payment of required contributions, cost-sharing, and health

LSB 2517YC (11) 85

-2-

pf/rj

2/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 improvements by the member.

2 20. *"Preventive care services"* means care that is provided  
3 to an individual to promote health, prevent disease, or  
4 diagnose disease.

5 21. *"Primary medical provider"* means the primary care  
6 provider chosen by a member or to whom a member is assigned to  
7 provide and manage the member's primary care and to provide  
8 referrals, as necessary and required by the plan, to other  
9 providers within the accountable care provider network.

10 22. *"Public hospital"* means a hospital licensed pursuant to  
11 chapter 135B and governed pursuant to chapter 145A, 226, 347,  
12 347A, or 392.

13 23. *"Secretary"* means the United States secretary of health  
14 and human services.

15 24. *"Value-based reimbursement"* means a payment methodology  
16 that links provider reimbursement to improved performance  
17 by health care providers by holding health care providers  
18 accountable for both the cost and quality of care provided.

19 Sec. 3. NEW SECTION. 249N.3 Purpose — establishment of  
20 healthy Iowa plan.

21 1. The purpose of this chapter is to establish and  
22 administer a healthy Iowa plan to promote increased access  
23 to health care, quality health care outcomes, and the use of  
24 personal responsibility mechanisms that encourage individuals  
25 with incomes below one hundred percent of the federal poverty  
26 level to be cost-conscious consumers of health care and to  
27 exhibit healthy behaviors.

28 2. The healthy Iowa plan is established within the medical  
29 assistance program and shall be administered by the department.  
30 Except as otherwise specified in this chapter, the rules  
31 applicable to the medical assistance program pursuant to  
32 chapter 249A shall be applicable to the healthy Iowa plan.

33 Sec. 4. NEW SECTION. 249N.4 Federal financial participation  
34 — limitations of program.

35 1. This chapter shall be implemented only to the extent

LSB 2517YC (11) 85

-3-

pf/rj

3/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 that federal matching funds are available for nonfederal  
2 expenditures under this chapter. The department shall not  
3 expend funds under this chapter, including but not limited  
4 to expenditures for reimbursement of providers and program  
5 administration, if appropriated nonfederal funds are not  
6 matched by federal financial participation.

7 2. Enrollment in the healthy Iowa plan may be limited,  
8 closed, or reduced and the scope and duration of services  
9 provided under the healthy Iowa plan may be limited, reduced,  
10 or terminated if the department determines that federal  
11 financial participation or appropriated nonfederal funds will  
12 not be available to pay for existing or additional enrollment  
13 costs.

14 3. The provisions of this chapter shall not be construed,  
15 are not intended as, and shall not imply a grant of entitlement  
16 to services for individuals who are eligible for healthy Iowa  
17 plan benefits under this chapter or for utilization of services  
18 that do not exist or are not otherwise available under this  
19 chapter. Any state obligation to provide healthy Iowa plan  
20 benefits pursuant to this chapter is limited to the extent of  
21 the funds appropriated or distributed for the purposes of this  
22 chapter.

23 4. The provisions of this chapter shall not be construed and  
24 are not intended to affect the provision of services to medical  
25 assistance program recipients existing on January 1, 2014.

26 Sec. 5. NEW SECTION. **249N.5 Healthy Iowa plan —**  
27 **eligibility.**

28 1. Except as otherwise provided in this chapter, an  
29 individual nineteen through sixty-four years of age shall be  
30 eligible for the healthy Iowa plan benefits described in this  
31 chapter when provided through the accountable care provider  
32 network as described in this chapter, if the individual meets  
33 all of the following conditions:

34 a. The individual is a United States citizen, is a resident  
35 of Iowa, and provides a social security number upon application



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 for the plan.  
2     *b.* The individual has household income at or below one  
3 hundred percent of the federal poverty level. Household income  
4 shall be determined using the modified adjusted gross income  
5 methodology pursuant to section 2002 of the Affordable Care  
6 Act.  
7     *c.* The individual fulfills all other conditions of  
8 participation in the healthy Iowa plan, including member  
9 financial participation pursuant to section 249N.9.  
10     2. Individuals otherwise eligible solely for family  
11 planning benefits authorized under the medical assistance  
12 family planning services waiver effective January 1, 2014,  
13 as specified in 2004 Iowa Acts, chapter 1175, section 116,  
14 subsection 8, may also be eligible for healthy Iowa plan  
15 benefits under this chapter provided through the accountable  
16 care provider network.  
17     3. The following individuals are not eligible for the  
18 healthy Iowa plan:  
19     *a.* An individual eligible as a full benefits recipient under  
20 the medical assistance program.  
21     *b.* An individual who is a recipient of Medicare.  
22     *c.* An individual who is pregnant and otherwise eligible for  
23 the medical assistance program pursuant to section 249A.3.  
24     *d.* An individual who is eligible for benefits through the  
25 United States department of veterans affairs.  
26     4. Each applicant for healthy Iowa plan benefits shall  
27 provide to the department all insurance information required  
28 by the health insurance premium payment program in accordance  
29 with rules adopted by the department. The department may  
30 elect to pay the cost of premiums for applicants with access  
31 to employer-sponsored health care coverage if the department  
32 determines such payment to be cost-effective.  
33     5. The department shall implement the healthy Iowa plan in  
34 a manner that ensures that the healthy Iowa plan is the payor  
35 of last resort.



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1     6. Following initial enrollment, a member is eligible  
2 for healthy Iowa plan benefits for twelve months, subject to  
3 program termination and other limitations otherwise specified  
4 in this chapter. The department shall review the member's  
5 eligibility on at least an annual basis.

6     7. Upon enrollment, a member shall choose a primary medical  
7 provider within the accountable care provider network. If  
8 the member does not choose a primary medical provider, the  
9 department shall assign the member to a primary medical  
10 provider in accordance with the mandatory enrollment provisions  
11 specified in rules adopted by the department pursuant to  
12 chapter 249A and in accordance with quality data available to  
13 the department. To the extent possible, a member shall have a  
14 choice of primary medical provider, subject to the limitations  
15 and the results of attribution specified in section 249N.7.

16     8. The department may contract with a third-party  
17 administrator to administer eligibility determination,  
18 enrollment, member outreach, my health rewards account  
19 services, and other components of the healthy Iowa plan.

20     Sec. 6. NEW SECTION. **249N.6 Healthy Iowa plan — covered**  
21 **benefits.**

22     1. Covered benefits under the healthy Iowa plan shall  
23 include benefits that meet the requirements of alternative  
24 benefit plans under section 1937 of the federal Social Security  
25 Act as modified by section 1302 of the Affordable Care Act, and  
26 shall, at a minimum, include essential health benefits.

27     2. Benefits under the healthy Iowa plan shall include but  
28 are not limited to all of the following:

- 29     a. Preventive care services.
- 30     b. Health home services.
- 31     c. Physician services.
- 32     d. Inpatient and outpatient hospital services.
- 33     e. Emergency transportation services.
- 34     f. Prescription drugs.
- 35     g. Diagnostic services.



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

- 1     *h.* Durable medical equipment and medical supplies.  
2     *i.* Rehabilitative services, including therapy services.  
3     *j.* Home health services.  
4     *k.* Mental health and substance use disorder services  
5 administered through the Iowa plan.  
6     *l.* Podiatry services.  
7     Sec. 7. NEW SECTION.   249N.7 Healthy Iowa plan accountable  
8 care provider network.

9     1. The healthy Iowa plan accountable care provider network  
10 shall include all providers enrolled in the medical assistance  
11 program as a healthy Iowa plan provider. Reimbursement under  
12 this chapter shall only be made to such healthy Iowa plan  
13 providers for benefits specified in section 249N.6.

14    2. The department shall develop a statewide accountable  
15 care provider network by partitioning the state into regions.

16    3. The accountable care provider network shall include at  
17 least one accountable care organization per region with which  
18 the department shall contract to ensure the coordination and  
19 management of the health of the members within the region, to  
20 produce improved health care quality, and to control overall  
21 cost. The department shall contract with the acute care  
22 teaching hospital located in a county with a population over  
23 three hundred fifty thousand to act as an accountable care  
24 organization within the region specified by the department.

25     *a.* The department shall establish the qualifications,  
26 contracting processes, and contract terms for an accountable  
27 care organization. The department shall also establish a  
28 methodology for attribution of a specified member population to  
29 the accountable care organization.

30     *b.* An accountable care organization contract shall establish  
31 accountability based on quality performance and total cost of  
32 care metrics for the attributed population. The metrics shall  
33 include but are not limited to risk sharing, including both  
34 shared savings and shared costs, between the state and the  
35 organization.





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1     *c.* The department shall ensure that payments made to  
2 accountable care organizations do not exceed available funds in  
3 the healthy Iowa account created in section 249N.11.

4     *d.* In order to participate in the accountable care provider  
5 network, a primary medical provider shall contract with the  
6 accountable care organization responsible in the region to  
7 provide for member coordination of care. The accountable care  
8 organization shall provide access by members to primary medical  
9 providers within thirty miles or thirty minutes of a member's  
10 residence, unless such access is technically infeasible.

11     4. To the extent possible, members shall have a choice of  
12 providers within the accountable care provider network, subject  
13 to the results of attribution under this section and subject  
14 to all of the following:

15     *a.* Member choice may be limited by the accountable care  
16 organization, with prior approval of the department, if the  
17 member's health condition would benefit from limiting the  
18 member's choice of a healthy Iowa plan provider to ensure  
19 coordination of services, or due to overutilization of covered  
20 benefits. The accountable care organization shall provide  
21 thirty days' notice to the member prior to limitation of such  
22 choice.

23     *b.* The department may require that access to services not  
24 provided through the accountable care organization be subject  
25 to prior authorization by the accountable care organization, if  
26 such prior authorization is projected to improve health care  
27 delivery in the region.

28     5. *a.* A healthy Iowa plan provider shall be reimbursed for  
29 covered benefits under the healthy Iowa plan utilizing the same  
30 reimbursement methodology as that used for individuals eligible  
31 for medical assistance under section 249A.3, subsection 1.

32     *b.* A healthy Iowa plan provider included in the accountable  
33 care provider network shall submit clean claims within twenty  
34 days of the date of provision of a covered service to a member.

35     *c.* Notwithstanding paragraph "a", an accountable care



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 organization that is part of the accountable care provider  
2 network under contract with the department shall be reimbursed  
3 utilizing a value-based reimbursement methodology.

4 6. a. The department shall provide by rule for the exchange  
5 of member health information among the member's healthy Iowa  
6 plan providers to facilitate coordination and management of  
7 care, improved health outcomes, and reduction in costs.

8 b. The department shall provide a member's health care  
9 claims data to the member's accountable care organization on a  
10 timeframe established by rule.

11 Sec. 8. NEW SECTION. 249N.8 Member financial participation.

12 1. Membership in the healthy Iowa plan shall require  
13 the payment of contributions and cost sharing based on  
14 household income and ability to pay, not to exceed total  
15 annual out-of-pocket expenditures of five percent of household  
16 income. The department shall adopt rules pursuant to chapter  
17 17A to establish the graduated schedule, including monthly  
18 contributions, copayments, and deductibles. Copayments  
19 shall not be applicable to preventive care or family planning  
20 services.

21 2. a. Upon a determination of eligibility for the healthy  
22 Iowa plan, a member shall not receive any benefits until the  
23 initial monthly contribution payment is made, if applicable.  
24 The plan is not liable for payment of the cost of any services  
25 provided by a healthy Iowa plan provider to a member prior to  
26 payment by the member of the initial monthly contribution.

27 b. Timely payment of monthly contributions, within  
28 sixty days of the date the payment is due, is a condition of  
29 membership. A member who does not make such timely payment is  
30 subject to disenrollment from the plan, following notice from  
31 the department. Following such disenrollment, an individual is  
32 not eligible for reapplication for membership in the plan for  
33 twelve months from the date of disenrollment.

34 c. A member may request a hardship exemption if a hardship  
35 would accrue from imposing payment of the monthly contribution.



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 Information regarding the contribution obligation and  
2 the hardship exemption, including the process by which a  
3 prospective member may apply for the hardship exemption, shall  
4 be provided to a prospective member at the time of application  
5 for the plan.

6     *d.* The monthly contribution may be waived for a member  
7 with a household income between zero and fifty percent of the  
8 federal poverty level, upon completion of the health risk  
9 assessment, annual physical, and preventive services specified  
10 in section 249N.9.

11     3. Contributions collected under this section shall be  
12 deposited in the member's my health rewards account established  
13 pursuant to section 249N.9.

14     Sec. 9. NEW SECTION. **249N.9 My health rewards accounts.**

15     1. The department shall establish a my health rewards  
16 account for each healthy Iowa plan member.

17     2. The moneys in a member's account shall only be used  
18 to improve the health of the member. The department shall  
19 adopt rules pursuant to chapter 17A to specify a process for  
20 distribution of moneys in a member's account and use of moneys  
21 in the account by the member based on best practices. Such  
22 uses may include but are not limited to payment for smoking  
23 cessation services or nutrition counseling, or payment of  
24 required contributions or cost-sharing amounts, exclusive of  
25 copayments for nonemergency use of an emergency department.

26     3. *a.* A member shall deposit all required contribution  
27 amounts in the member's my health rewards account.

28     *b.* The healthy Iowa plan shall deposit, annually, financial  
29 incentives as established by rule pursuant to chapter 17A, in a  
30 member's my health rewards account, for the member's completion  
31 of a health risk assessment, completion of an annual physical,  
32 and receipt of preventive services specified by the plan. The  
33 plan shall also deposit, annually, a contribution amount that  
34 is the difference between the sum of the required contributions  
35 made by the member and the amounts deposited by the healthy

LSB 2517YC (11) 85

-10-

pf/rj

10/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 Iowa plan and the total annual deductible for the member as  
2 established by rule.

3 4. If a member demonstrates an established pattern of  
4 failure to pay required contribution or cost-sharing amounts,  
5 or a pattern of inappropriate use of emergency department or  
6 other benefits, the member may be subject to forfeiture of the  
7 funds in the account, following notice from the department.

8 5. Any funds remaining in a member's my health rewards  
9 account annually at the end of a twelve-month enrollment period  
10 are subject to the following:

11 a. If the member renews enrollment, the remaining funds  
12 shall remain in the fund to be used to defray the cost of the  
13 member's contributions and cost-sharing requirements in the  
14 subsequent enrollment period. However, if the member did not  
15 complete the preventive services specified by the plan during  
16 the prior enrollment period, the amount of any contributions  
17 made by the plan shall not be used to defray the costs of the  
18 member's contributions or cost-sharing requirements in the  
19 subsequent enrollment period.

20 b. If an individual is no longer eligible for the plan, does  
21 not reenroll in the plan, or is terminated from the plan for  
22 nonpayment of required contributions or cost sharing amounts,  
23 the plan shall refund a prorated amount of the member's  
24 contributions, as determined by rule of the department, to the  
25 individual within sixty days of such occurrence.

26 Sec. 10. NEW SECTION. **249N.10 Funding — county and county**  
27 **hospital contributions — certified public expenditures.**

28 1. Notwithstanding any provision to the contrary relating  
29 to the taxes levied by a county pursuant to section 331.424A  
30 for which the collection is performed after January 1,  
31 2014, the county treasurer of each county shall distribute  
32 thirty-seven and eighty-four hundredths percent of the maximum  
33 amount authorized to be levied and collected pursuant to  
34 section 331.424A, to the treasurer of state for deposit in the  
35 healthy Iowa account created in section 249N.11. One-half

LSB 2517YC (11) 85

-11-

pf/rj

11/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 of the total amount specified under this subsection shall  
2 be distributed by each county treasurer to the treasurer of  
3 state by October 15, and one-half of the total amount shall be  
4 distributed to the treasurer of state by April 15, annually.

5 2. Notwithstanding any provision to the contrary, for the  
6 collection of taxes levied under section 347.7, for which the  
7 collection is performed after January 1, 2014, the county  
8 treasurer of a county with a population over three hundred  
9 fifty thousand in which a publicly owned acute care teaching  
10 hospital is located shall distribute the proceeds collected  
11 pursuant to section 347.7, in a total amount of forty-two  
12 million dollars annually, which would otherwise be distributed  
13 to the county hospital, to the treasurer of state for deposit  
14 in the healthy Iowa account created in section 249N.11 as  
15 follows:

16 a. The first nineteen million dollars in collections  
17 pursuant to section 347.7, between July 1 and December 31  
18 annually, shall be distributed to the treasurer of state for  
19 deposit in the healthy Iowa account and collections during  
20 this time period in excess of nineteen million dollars shall  
21 be distributed to the acute care teaching hospital identified  
22 in this subsection. In addition, of the collections during  
23 this time period in excess of nineteen million dollars received  
24 by the acute care teaching hospital, two million dollars shall  
25 be distributed by the acute care teaching hospital to the  
26 treasurer of state for deposit in the healthy Iowa account in  
27 the month of January following the July 1 through December 31  
28 period.

29 b. The first nineteen million dollars in collections  
30 pursuant to section 347.7, between January 1 and June 30  
31 annually, shall be distributed to the treasurer of state for  
32 deposit in the healthy Iowa account and collections during  
33 this time period in excess of nineteen million dollars shall  
34 be distributed to the acute care teaching hospital identified  
35 in this subsection. In addition, of the collections during

LSB 2517YC (11) 85

-12-

pf/rj

12/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 this time period in excess of nineteen million dollars received  
2 by the acute care teaching hospital, two million dollars shall  
3 be distributed by the acute care teaching hospital to the  
4 treasurer of state for deposit in the healthy Iowa account  
5 in the month of July following the January 1 through June 30  
6 period.

7 3. In addition to the funding specified in this section, the  
8 university of Iowa hospitals and clinics shall certify public  
9 expenditures in an amount equal to provide the nonfederal share  
10 of total expenditures not to exceed thirty million dollars  
11 annually.

12 Sec. 11. NEW SECTION. 249N.11 **Healthy Iowa account.**

13 1. A healthy Iowa account is created in the state treasury  
14 under the authority of the department. Moneys appropriated  
15 from the general fund of the state to the account, proceeds  
16 distributed from county treasurers as specified in section  
17 249N.10, and moneys from any other source credited to the  
18 account shall be deposited in the account. Moneys deposited in  
19 or credited to the account are appropriated to the department  
20 of human services to be used for the purposes of the healthy  
21 Iowa plan including administration of the plan and to provide  
22 nonfederal matching funds for the healthy Iowa plan, as  
23 specified in this chapter.

24 2. The account shall be separate from the general fund  
25 of the state and shall not be considered part of the general  
26 fund of the state. The moneys in the account shall not be  
27 considered revenue of the state, but rather shall be funds of  
28 the account. The moneys in the account are not subject to  
29 section 8.33 and shall not be transferred, used, obligated,  
30 appropriated, or otherwise encumbered, except to provide for  
31 the purposes of this chapter. Notwithstanding section 12C.7,  
32 subsection 2, interest or earnings on moneys deposited in the  
33 account shall be credited to the account.

34 3. The department shall adopt rules pursuant to chapter 17A  
35 to administer the account.

LSB 2517YC (11) 85

-13-

pf/rj

13/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1     Sec. 12. NEW SECTION. 249N.12 Adoption of rules —  
2     sole-source administration.

3     1. The department shall adopt rules pursuant to chapter 17A  
4 as necessary to administer this chapter. The department may  
5 adopt emergency rules under section 17A.4, subsection 3, and  
6 section 17A.5, subsection 2, paragraph "b", as necessary for  
7 the administration of this chapter and the rules shall become  
8 effective immediately upon filing or on a later effective date  
9 specified in the rules, unless the effective date is delayed by  
10 the administrative rules review committee. Any rules adopted  
11 in accordance with this section shall not take effect before  
12 the rules are reviewed by the administrative rules review  
13 committee. The delay authority provided to the administrative  
14 rules review committee under section 17A.4, subsection 7, and  
15 section 17A.8, subsection 9, shall be applicable to a delay  
16 imposed under this section, notwithstanding a provision in  
17 those sections making them inapplicable to section 17A.5,  
18 subsection 2, paragraph "b". Any rules adopted in accordance  
19 with the provisions of this section shall also be published as  
20 notice of intended action as provided in section 17A.4.

21     2. Notwithstanding section 8.47 or any other provision of  
22 law to the contrary, the department may utilize a sole-source  
23 approach to administer this chapter.

24     Sec. 13. Section 249J.26, subsection 2, Code 2013, is  
25 amended to read as follows:

26     2. This chapter is repealed ~~October~~ December 31, 2013.

27     Sec. 14. DIRECTIVE TO DEPARTMENT OF HUMAN SERVICES. Upon  
28 enactment of this Act, the department of human services shall  
29 request federal approval of a medical assistance section 1115  
30 demonstration waiver to implement this Act effective January  
31 1, 2014.

32     Sec. 15. EFFECTIVE UPON ENACTMENT AND CONTINGENT  
33 IMPLEMENTATION.

34     1. This Act, being deemed of immediate importance, takes  
35 effect upon enactment. However, the department of human

LSB 2517YC (11) 85

-14-

pf/rj

14/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 services shall implement this Act effective January 1, 2014,  
2 contingent and only upon receipt of federal approval of the  
3 waiver request submitted under this Act.

4 2. Notwithstanding subsection 1, if any portion of  
5 the waiver is denied or if federal approval or financial  
6 participation relative to any portion of the waiver is denied,  
7 the department shall only implement this Act in accordance with  
8 both of the following:

9 a. To the extent that federal approval is received and  
10 federal financial participation is available.

11 b. To the extent federal approval is not required and  
12 federal participation is not applicable.

13 3. The distributions of taxes levied pursuant to section  
14 331.424A and distributed by each county treasurer to the  
15 treasurer of state pursuant to section 249N.10 and the  
16 distribution of taxes levied pursuant to section 347.7  
17 and distributed by the county treasurer of a county with  
18 a population over three hundred fifty thousand in which a  
19 publicly owned acute care teaching hospital is located to the  
20 treasurer of state pursuant to section 249N.10, shall not be  
21 distributed until the department of human services has received  
22 federal approval of the waiver request submitted under this  
23 Act.

24 Sec. 16. HEALTHY IOWA ACCOUNT — APPROPRIATION FROM GENERAL  
25 FUND. There is appropriated from the general fund of the state  
26 for the fiscal year beginning July 1, 2013, and ending June 30,  
27 2014, the following amount or so much thereof as is necessary  
28 for the purposes designated:

29 For deposit in the healthy Iowa account to be used for the  
30 purposes of the account:

31 ..... \$ 23,000,000

32 EXPLANATION

33 This bill establishes a new Code chapter to be known and  
34 cited as the "healthy Iowa plan".

35 The bill provides definitions for the Code chapter.





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 The bill provides that the purpose of the healthy Iowa  
2 plan is to promote increased access to health care, quality  
3 health care outcomes, and the use of personal responsibility  
4 mechanisms that encourage individuals with incomes below 100  
5 percent of the federal poverty level (FPL) to be cost-conscious  
6 consumers of health care and to exhibit healthy behaviors. The  
7 healthy Iowa plan is established within the medical assistance  
8 program and administered by the department of human services  
9 (DHS).

10 The bill provides limitations to the healthy Iowa plan  
11 including that implementation is limited to the extent  
12 that federal matching funds are available for nonfederal  
13 expenditures; and DHS is prohibited from expending funds if  
14 appropriated nonfederal funds are not matched by federal  
15 financial participation. Enrollment for the plan may be  
16 limited, closed, or reduced and the scope and duration of  
17 services provided may be limited, reduced, or terminated if  
18 the department determines that federal financial participation  
19 or appropriated nonfederal funds will not be available to pay  
20 for existing or additional enrollment costs. The new Code  
21 chapter is not to be construed as, is not intended as, and  
22 does not imply a grant of entitlement for services to eligible  
23 individuals or for utilization of services that do not exist  
24 or are not otherwise available under the Code chapter. Any  
25 state obligation to provide services under the Code chapter is  
26 limited to the extent of the funds appropriated or distributed  
27 for the purposes of the Code chapter. The Code chapter is not  
28 to be construed to affect the provision of services to medical  
29 assistance program recipients existing on January 1, 2014.

30 The bill provides criteria for eligibility under the healthy  
31 Iowa plan, which provides that an individual 19 through 64  
32 years of age is eligible if the individual is a United States  
33 citizen, is a resident of Iowa, provides a social security  
34 number upon application for the plan, has household income at  
35 or below 100 percent of the FPL, and fulfills other conditions

LSB 2517YC (11) 85

-16-

pf/rj

16/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 of participation in the plan described in the Code chapter,  
2 including member financial participation requirements.  
3 Additionally, individuals otherwise eligible solely for family  
4 planning benefits authorized under the medical assistance  
5 family planning services waiver may be eligible. Eligibility  
6 under the healthy Iowa plan is to be implemented in a manner  
7 that ensures that the healthy Iowa plan is the payor of  
8 last resort. Individuals who are not eligible include an  
9 individual eligible as a full benefits recipient under the  
10 medical assistance program, an individual who is a recipient of  
11 Medicare, an individual who is pregnant and otherwise eligible  
12 for the medical assistance program, and an individual who is  
13 eligible for benefits through the United States department of  
14 veterans affairs.

15 An applicant for the plan must provide all insurance  
16 information required by the health insurance premium payment  
17 program, and the department may elect to pay for the costs  
18 of premiums for applicants with access to employer-sponsored  
19 health care coverage if the department determines such payment  
20 to be cost-effective.

21 Following initial enrollment, a member is eligible for  
22 the healthy Iowa plan for 12 months, subject to program  
23 termination and other limitations otherwise specified in  
24 the bill. Eligibility is required to be reviewed at least  
25 annually. Upon enrollment, a member is required to choose a  
26 primary medical provider within the accountable care provider  
27 network. If the member does not choose a primary medical  
28 provider, the department is required to assign the member to a  
29 primary medical provider pursuant to the department's mandatory  
30 enrollment provisions and in accordance with quality data  
31 available to the department. A member is required to have a  
32 choice of primary medical providers, subject to the limitations  
33 under the bill and subject to the results of attribution of  
34 members to an accountable care organization (ACO). The bill  
35 authorizes DHS to contract with a third-party administrator to

LSB 2517YC (11) 85

-17-

pf/rj

17/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 administer the plan.

2 The bill provides that covered benefits under the plan are  
3 to include benefits that meet the requirements of alternative  
4 benefit plans under section 1937 of the federal Social Security  
5 Act as modified by section 1302 of the Affordable Care Act, and  
6 shall, at a minimum, include essential health benefits. The  
7 bill specifies benefits that are covered services under the  
8 accountable care plan.

9 The bill directs DHS to develop a provider network by  
10 partitioning the state into regions. The accountable care  
11 provider network includes all providers enrolled in the  
12 medical assistance program as a healthy Iowa plan provider.  
13 Reimbursement to healthy Iowa plan providers is only to be made  
14 for covered benefits specified under the bill. Each region in  
15 the accountable care provider network must include at least  
16 one accountable care organization with which the department  
17 contracts to ensure the coordination and management of the  
18 health of the members within the region, to produce improved  
19 health care quality, and to control overall cost. The acute  
20 care teaching hospital in a county with a population over  
21 350,000 is designated as the accountable care organization for  
22 the region specified by the department. The bill provides  
23 requirement for ACOs including qualifications, contracting  
24 processes, and contract terms; a methodology for attribution  
25 of a specified member population to the ACO; accountability  
26 for quality performance and total cost of care metrics for an  
27 attributed population; risk sharing; and a requirement that  
28 a primary medical provider participating in the accountable  
29 care provider network contract with the ACO responsible  
30 for the region for the purposes of member coordination of  
31 care. The bill establishes limitations on member choice of  
32 providers including limitations due to attribution, and limits  
33 on accessing services not provided by the ACO without prior  
34 approval of the ACO. The bill provides for reimbursement  
35 both of healthy Iowa plan providers and ACOs. The bill also

LSB 2517YC (11) 85

-18-

pf/rj

18/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 provides for exchange of member health information among the  
2 member's healthy Iowa plan providers to facilitate coordination  
3 and management of care, improved health outcomes, and reduction  
4 in costs. The bill directs DHS to provide a member's health  
5 care claims data to the member's ACO.

6 The bill requires member financial participation in the  
7 form of contributions, deductibles, and copayments based on  
8 household income and ability to pay. A member must pay the  
9 initial monthly contribution prior to receiving any benefits  
10 under the plan. Payment of monthly contributions, within  
11 60 days of the date the payment is due, is a condition of  
12 membership, and nonpayment is grounds for disenrollment  
13 from the plan. A member may request a hardship exemption  
14 from payment of the monthly contribution, and the monthly  
15 contribution may be waived for a member with a household income  
16 between zero and 50 percent of the FPL, upon completion of  
17 the health risk assessment, annual physical, and preventive  
18 services specified in the bill. Contributions collected are to  
19 be deposited in the member's my health rewards account.

20 The bill directs DHS to establish a my health rewards account  
21 for each healthy Iowa plan member. Moneys in a member's  
22 account must be used only to improve the health of a member.  
23 In addition, the bill specifies that financial incentives  
24 established by rule are to be made to a member's account by the  
25 plan for completion of a health risk assessment, completion of  
26 an annual physical, receipt of preventive services specified  
27 by the plan, and an amount that is the difference between the  
28 sum of the required contributions made by the member and the  
29 amounts deposited by the plan and the total annual deductible  
30 for the member. The member may be subject to forfeiture of the  
31 moneys in the account for failure to pay required contributions  
32 or cost-sharing amounts, or a pattern of inappropriate use of  
33 emergency department or other benefits. The bill also provides  
34 for the use of any moneys remaining in a member's my health  
35 rewards account, annually, at the end of a 12-month enrollment

LSB 2517YC (11) 85

-19-

pf/rj

19/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 period.

2 The bill provides for funding of the program using county  
3 mental health and disability services levy funds, county  
4 hospital levy funds, and funds through the university of  
5 Iowa hospitals and clinics. The bill directs the county  
6 treasurer of each county to distribute 37.84 percent of the  
7 maximum amount authorized to be levied pursuant to Code section  
8 331.424A (county mental health and disabilities services fund)  
9 and collected after January 1, 2014, to the treasurer of state  
10 for deposit in the healthy Iowa account. One-half of the  
11 total amount is to be distributed by each county treasurer  
12 to the state treasurer by October 15, and one-half by April  
13 15, annually. The bill also directs that with regard to the  
14 collection of taxes levied under Code section 347.7 (tax levies  
15 — county hospitals) for which the collection is performed  
16 after January 1, 2014, the county treasurer of a county with a  
17 population over 350,000 in which a publicly owned acute care  
18 teaching hospital is located shall distribute the proceeds  
19 collected in a total amount of \$42 million, annually, to the  
20 treasurer of state for deposit in the healthy Iowa account.  
21 The distributions are to be made after the period between July  
22 1 and December 31, annually, and after the period between  
23 January 1 and June 30, annually. In addition, the university  
24 of Iowa hospitals and clinics is directed to certify public  
25 expenditures in an amount equal to provide the nonfederal share  
26 of total expenditures not to exceed \$30 million annually.

27 The bill creates the healthy Iowa account in the state  
28 treasury under the authority of DHS. Moneys appropriated  
29 from the general fund of the state to the account, proceeds  
30 distributed from the county treasurers, and moneys from any  
31 other source credited to the account shall be deposited in  
32 the account. Moneys in the account are appropriated to the  
33 department of human services to be used for the purposes of the  
34 healthy Iowa plan including administration of the plan and to  
35 provide nonfederal matching funds for the healthy Iowa plan, as

LSB 2517YC (11) 85

-20-

pf/rj

20/21



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

H.F. \_\_\_\_\_

1 specified in the bill.

2 The bill authorizes DHS to adopt emergency rules and to  
3 utilize sole-source contracting to administer the new Code  
4 chapter.

5 The bill provides that the IowaCare program chapter is  
6 repealed December 31, 2013 rather than October 31, 2013.

7 The bill directs DHS to request approval of a medical  
8 assistance section 1115 demonstration waiver from the centers  
9 for Medicare and Medicaid services of the United States  
10 department of health and human services to implement the bill  
11 effective January 1, 2014.

12 The bill takes effect upon enactment. However, DHS is only  
13 to implement the bill effective January 1, 2014, upon receipt  
14 of federal approval. If any portion of the waiver is denied or  
15 if federal approval or financial participation relative to any  
16 portion of the waiver is denied, DHS is directed to implement  
17 the bill to the extent that federal approval is received and  
18 federal financial participation is available and to the extent  
19 federal approval is not required and federal participation is  
20 not applicable.

21 Additionally, the distributions of county taxes levied for  
22 the county mental health and disabilities services fund and the  
23 distribution of taxes levied for county hospitals that are to  
24 be distributed by county treasurers for deposit in the healthy  
25 Iowa account, shall not be distributed until the department  
26 of human services has received federal approval of the waiver  
27 request submitted under the bill.



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 533

S-3119

1 Amend House File 533, as passed by the House, as  
2 follows:  
3 1. Page 3, after line 17 by inserting:  
4 <4. *Fund closure.* A school corporation shall close  
5 an entrepreneurial education fund at the request of  
6 the student organization or club for which the school  
7 corporation established the fund. All moneys in the  
8 fund on the date of closure and any subsequent return  
9 on an investment made with moneys from the fund shall  
10 be deposited in the school corporation's student  
11 activity fund established under section 298A.8.>  
12 2. Page 3, line 18, by striking <4.> and inserting  
13 <5.>  
14 3. Page 3, line 21, by striking <venture.> and  
15 inserting <venture, or rendering other labor or  
16 services in return for compensation. "*Entrepreneurial*  
17 *activities*" does not include charitable contributions  
18 or other donations or gifts received by the student  
19 organization or club for which no labor or services are  
20 rendered.>

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COMMITTEE ON EDUCATION  
HERMAN C. QUIRMBACH, CHAIRPERSON

HF533.1324 (3) 85

-1-

je/sc

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 454

S-3120

1 Amend House File 454, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 6, line 9, by striking <financial  
4 literacy,>

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COMMITTEE ON EDUCATION  
HERMAN C. QUIRMBACH, CHAIRPERSON





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 152

S-3121

1 Amend House File 152, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 1, before line 1 by inserting:  
4 <Section 1. Section 468.187, Code 2013, is amended  
5 to read as follows:  
6 **468.187 Agreements with outside owners or other**  
7 **districts.**  
8 1. Levee and drainage districts are empowered to  
9 enter into agreements with the owners of lands lying  
10 inside or outside of said districts, or with other  
11 levee and drainage districts or municipalities, to  
12 provide levee protection or drainage for such lands on  
13 such terms as the board may agree and subject to the  
14 following terms and conditions:  
15 1. a. The facilities of the district furnishing  
16 the service shall not be overburdened.  
17 2. b. There shall be no additional cost to the  
18 district furnishing the service.  
19 3. c. The agreement shall be in writing, be made  
20 a part of the drainage records and shall include all  
21 of the following:  
22 a. (1) The description of the lands to be served.  
23 b. (2) The location of tile lines constructed or  
24 to be constructed.  
25 c. (3) The consideration to be paid to the  
26 district furnishing the service and the classification  
27 of the lands to be served, ~~and.~~  
28 d. (4) Such other provisions as the board deems  
29 necessary.  
30 2. The provisions in an agreement described in  
31 subsection 1 modify other provisions of this chapter  
32 applicable to such lands.  
33 2. Page 2, line 27, after <trustees.> by inserting  
34 <The two additional persons shall be elected at  
35 large by all qualified voters for the entire drainage  
36 or levee district. Of the five persons elected as  
37 trustees of the new drainage or levee district, not  
38 more than two persons shall be elected from the same  
39 specified election district.>  
40 3. Title page, by striking lines 1 and 2 and  
41 inserting <An Act relating to drainage or levee  
42 districts by providing for agreements with owners  
43 of land located within districts, providing for the  
44 management of districts by a board of trustees, and  
45 including effective date provisions.>  
46 4. By renumbering, redesignating, and correcting  
47 internal references as necessary.

HF152.1461 (1) 85

-1-

da/sc

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

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COMMITTEE ON AGRICULTURE  
DR. JOE M. SENG, CHAIRPERSON



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

Senate File 413

S-3122

- 1 Amend Senate File 413 as follows:  
2 1. Page 1, line 4, by striking <1. The> and  
3 inserting <The>  
4 2. By striking page 1, line 9, through page 2, line  
5 7, and inserting <purposes.  
6 Sec. \_\_\_\_\_. Section 461C.2, subsection 5, Code 2013,  
7 is amended to read as follows:  
8 5. "*Recreational purpose*" means the following  
9 or any combination thereof: Hunting, trapping,  
10 horseback riding, fishing, swimming, boating, camping,  
11 picnicking, hiking, pleasure driving, motorcycling,  
12 all-terrain vehicle riding, nature study, water  
13 skiing, snowmobiling, other summer and winter sports,  
14 agricultural tours, and viewing or enjoying historical,  
15 archaeological, agricultural, scenic, or scientific  
16 sites while going to and from or actually engaged  
17 therein.>  
18 3. Page 2, line 11, by striking <1. Except> and  
19 inserting <Except>  
20 4. Page 2, by striking lines 18 through 28 and  
21 inserting:  
22 <Sec. \_\_\_\_\_. Section 461C.4, Code 2013, is amended to  
23 read as follows:  
24 **461C.4 Users not invitees or licensees.**  
25 1. Except as specifically recognized by or provided  
26 in section 461C.6, a holder of land who either directly  
27 or indirectly invites or permits without charge any  
28 person or group of persons to use such property for  
29 recreational purposes or urban deer control does not  
30 thereby:  
31 1- a. Extend any assurance that the premises are  
32 safe for any purpose.  
33 2- b. Confer upon such person the legal status  
34 of an invitee or licensee to whom the duty of care is  
35 owed.  
36 3- c. Assume responsibility for or incur liability  
37 for any injury to person or property caused by an act  
38 or omission of such persons.  
39 2. This chapter is applicable to a holder of land  
40 who excludes some members of the public from using the  
41 land for recreational purposes or urban deer control.>  
42 5. By renumbering as necessary.

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COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON

SF413.1449 (3) 85

-1-

av/nh

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 356

S-3123

- 1 Amend House File 356, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 2, line 2, by striking <ten> and inserting  
4 <five>  
5 2. Page 2, line 7, after <issued.> by inserting  
6 <However, in the event that the judgment or the right  
7 to collect thereon is sold by the judgment creditor  
8 or otherwise assigned to a third party for value,  
9 such judgment shall be null and void, all liens shall  
10 be extinguished, and no execution shall be issued  
11 after the expiration of two years from the date of  
12 entry of the judgment, exclusive of any time during  
13 which execution on the judgment was stayed pending a  
14 bankruptcy action or order of court.>  
15 3. By renumbering as necessary.

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COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 357

S-3124

- 1 Amend House File 357, as passed by the House, as  
2 follows:  
3 1. Page 1, lines 12 and 13, by striking ~~<or~~  
4 ~~district of the court to which they are nominated>~~ and  
5 inserting <or judicial district of the court to which  
6 they are nominated>  
7 2. Page 2, after line 7 by inserting:  
8 <Sec. \_\_\_\_\_. Section 602.6201, subsection 2, Code  
9 2013, is amended to read as follows:  
10 2. A Upon assuming office, a district judge  
11 must be a resident of the judicial district, or  
12 judicial election district, if applicable, in which  
13 appointed and retained. Subject to the provision  
14 for reassignment of judges under section 602.6108,  
15 a district judge shall serve in the district of the  
16 judge's residence while in office, regardless of the  
17 number of judgeships to which the district is entitled  
18 under the formula prescribed by the supreme court in  
19 subsection 3.>  
20 3. By renumbering as necessary.

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COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON

HF357.1412 (2) 85

-1-

jm/nh

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 398

S-3125

1 Amend House File 398, as passed by the House, as  
2 follows:  
3 1. By striking page 1, line 16, through page 2,  
4 line 14, and inserting:  
5 <Sec. \_\_\_\_\_. Section 522B.11, Code 2013, is amended  
6 by adding the following new subsection:  
7 NEW SUBSECTION. 8. a. An insurance producer has  
8 no duty to an intended beneficiary of a life insurance  
9 policy unless the policy owner's intent to name that  
10 person as a beneficiary of the insurance policy or  
11 contract is proven by clear written evidence.  
12 b. The general assembly declares that the holding  
13 of Pitts v. Farm Bureau Life Ins. Co., 818 N.W.2d  
14 91 (Iowa 2012) is abrogated to the extent that the  
15 holding allowed a policy owner's intent to be proven by  
16 oral testimony of a person claiming to be an intended  
17 beneficiary.>  
18 2. By renumbering as necessary.

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COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 527

S-3126

1 Amend House File 527, as passed by the House, as  
2 follows:  
3 1. Page 1, by striking lines 3 through 6 and  
4 inserting:  
5 <NEW SUBSECTION. 01. "Aggravated misdemeanor" means  
6 an offense classified as an aggravated misdemeanor  
7 committed by a person eighteen years of age or older on  
8 or after the effective date of this Act, other than any  
9 of the following offenses:  
10 a. A violation of chapter 321.  
11 b. A second offense violation of section 321J.2,  
12 unless the person has more than one previous offense as  
13 determined pursuant to section 321J.2, subsection 8,  
14 within the twelve-year period immediately preceding the  
15 commission of the aggravated misdemeanor.  
16 c. A violation of chapter 716B.  
17 d. A violation of chapter 717A.  
18 e. A violation of section 725.7.>  
19 2. Page 1, lines 9 and 10, by striking <or  
20 aggravated misdemeanor>

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COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON

HF527.1456 (3) 85

-1-

jm/rj

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 538

S-3127

1 Amend House File 538, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 1, by striking line 3 and inserting:  
4 <1. The>  
5 2. Page 1, line 6, after <hearings.> by inserting  
6 <The pool of alternate members shall be deemed a  
7 separate appointive board for purposes of complying  
8 with the requirements of sections 69.16 and 69.16A.>  
9 3. Page 1, line 18, by striking <sections 17A.11  
10 and> and inserting <section>

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COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
April 04, 2013

House File 566

S-3128

1 Amend House File 566, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 4, line 33, by striking <five> and  
4 inserting <two>

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COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON